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ENRIQUETA MENDOZA
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9 **UNITED STATES DISTRICT COURT**
10 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
11 **SAN FRANCISCO DIVISION**

Winston & Strawn LLP
101 California Street
San Francisco, CA 94111-5802

13 STEVENSON ENTERPRISES, a California)
general partnership)

14 Plaintiff,)

15 v.)

16 ENRIQUETA MENDOZA; ESTATE OF)
17 DAVID Z. MENDOZA; HAK CHON LEE;)
18 JEUM SOON LEE; HYSL, INC. a California)
corporation; and YONG W. LEE,)

19 Defendants.)

Case No. C 08 4845 EMC

**STIPULATION AND [PROPOSED]
ORDER TO SHORTEN TIME ON
MOTION TO APPOINT NEW GUARDIAN
AD LITEM FOR DEFENDANT
ENRIQUETA MENDOZA**

20 _____)
21 This document relates to ALL ACTIONS.)
22 _____)

1 Stevenson Enterprises, Hak Chon Lee, Jeum Soon Lee, HYSL, Inc., Yong Lee, and
2 Enriqueta Mendoza (hereinafter the “parties”) jointly submit this Stipulation and [Proposed] Order to
3 Shorten Time on Motion to Appoint New Guardian Ad Litem for Defendant Enriqueta Mendoza for
4 the reasons set forth below:

- 5 1. WHEREAS on August 3, 2011, the Court ordered mediation in this matter to be
6 completed by October 31, 2011 (Docket Entry (“DE”) 111);
- 7 2. WHEREAS Defendant Enriqueta Mendoza’s (“Mendoza”) appointed guardian ad
8 litem, Andres Mendoza, is no longer able or willing to serve in that capacity;
- 9 3. WHEREAS Mendoza will file a motion to appoint her daughter, Minerva Mendoza,
10 as her New Guardian Ad Litem (“Motion”);
- 11 4. WHEREAS if the Motion is not heard before October 31, 2011, Mrs. Mendoza
12 will be inadequately represented at the mediation because no guardian ad litem will be
13 present to protect her interests;
- 14 5. WHEREAS pursuant to the Civil Local Rules and the Court’s calendar, the first date
15 on which the Motion may be heard is November 4, 2011;
- 16 6. WHEREAS Northern District of California Civil Local Rule 6-2 allows the parties to
17 stipulate to a request to shorten a time fixed by a local rule and the parties agree to request that the
18 Court shorten the 35-day time period under Northern District of California Civil Local Rule 7-2 for
19 the Motion to be heard.

20 IT IS THEREFORE HEREBY STIPULATED AND AGREED:

- 21 1. The hearing on the Motion to Appoint New Guardian Ad Litem for Defendant Enriqueta
22 Mendoza will take place on Friday, October 7, 2011 at 1:30 p.m.
- 23 2. This stipulation may be executed in any number of counterparts, each executed
24 counterpart constituting an original but all together only one stipulation. Electronic
25 delivery by facsimile or otherwise of an executed counterpart of a signature page to this
26 stipulation shall be effective as delivery of an original executed counterpart of this
27 stipulation.

1 Dated: September 27, 2011

WINSTON & STRAWN LLP

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By: /s/ Alvina Wong

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ALVINA WONG
Attorneys for
ENRIQUETA MENDOZA

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Dated: September __, 2011

BURNHAM BROWN

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By: _____

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JACK SCHWARTZ, JR.
Attorneys for
STEVENSON ENTERPRISES

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Dated: September __, 2011

ROBERTS & ELLIOT, LLP

13

14

By: _____

15

JAMES ROBERTS
SHARMI PAREKH SHAH
Attorneys for
HAK CHON LEE AND JEUM SOON LEE

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Dated: September __, 2011

ROBERT KINGSBURY LANE, INC.

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By: _____

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ROBERT KINGSBURY LANE
Attorney for
HYSL, INC. AND YONG W. LEE

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Filer's Attestation: Pursuant to General Order No. 45, Section X(B) regarding signatures,

25

Alvina Wong, hereby attests that concurrence in the filing of this document has been obtained.

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Winston & Strawn LLP
101 California Street
San Francisco, CA 94111-5802

1 Pursuant to the ~~Stipulation, the hearing on the Motion to Appoint New Guardian Ad Litem~~
2 ~~for Defendant Enriqueta Mendoza will take place on Friday, October 7, 2011 at 1:30 p.m.~~ The Court
3 has determined that no hearing will be necessary on the Motion to Appoint New Guardian Ad Litem.
4 Any opposition to Defendant Mendoza's Motion shall be filed no later than September 29, 2011. No
5 reply is permitted.
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7 **IT IS SO ORDERED.**

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11 Dated: September 28, 2011

