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10 **UNITED STATES DISTRICT COURT**
11 **NORTHERN DISTRICT OF CALIFORNIA**

12 FOAD ALOWDI,

13 Plaintiff,

14 v.

15
16 ABLE BUILDING SERVICES dba
ABM; MANILO GARCIA; ROBERT
17 ESQUADA; and DOES 1 through 20,
18 inclusive,

19 Defendants.

Case No. 09-CV-1258

STIPULATION AND
[PROPOSED] ORDER
REGARDING SECOND
AMENDED COMPLAINT

20
21 WHEREAS Plaintiff FOAD ALOWDI ("Plaintiff") prepared and filed a Second
22 Amended Complaint; and

23 WHEREAS Defendants ABLE BUILDING SERVICES, MANILO GARCIA and
24 ROBERT ESQUADA ("Defendants") agree that the Second Amended Complaint may be
deemed the operative pleading and have no objection to the filing thereof; and

25 WHEREAS Plaintiff and Defendants agree that the [PROPOSED] Order attached hereto
26 is acceptable and have no objection thereto;

NOW THEREFORE it is So Agreed.

Dated: ~~April~~, 2009

May 12

Kletter Law Firm

By: Cary S. Kletter

Cary S. Kletter
Attorney for Plaintiff,
FOAD ALOWDI

Dated: ~~April~~, 2009

May 8

Ogletree Deakins Nash Smoak & Stewart

By: Charles L. Thompson

Charles L. Thompson
Attorney for Defendant,
ABLE BUILDING SERVICES

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12 FOAD ALOWDI,

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16 ABLE BUILDING SERVICES dba
ABM; MANILO GARCIA; ROBERT
17 ESQUADA; and DOES 1 through 20,
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19 Defendants.

Case No. 09-CV-1258

**[PROPOSED] ORDER
REGARDING SECOND
AMENDED COMPLAINT**

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21 WHEREAS Plaintiff FOAD ALOWDI ("Plaintiff") prepared and filed a Second
22 Amended Complaint; and

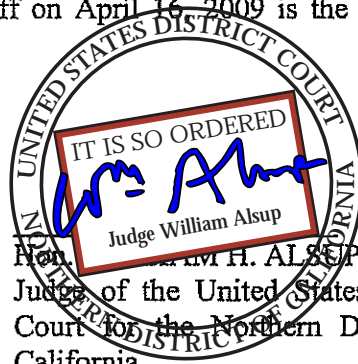
23 WHEREAS Defendants ABLE BUILDING SERVICES, MANILO GARCIA and
24 ROBERT ESQUADA ("Defendants") agreed that the Second Amended Complaint may be
25 deemed the operative pleading and have no objection to the filing thereof; and

26 NOW THEREFORE it is Ordered that:
27
28

The Second Amended Complaint filed by Plaintiff on April 16, 2009 is the operative pleading for all purposes in this matter.

SO ORDERED.

Dated: May 13, 2009



Hon. WILLIAM H. ALSUP
Judge of the United States District
Court for the Northern District of
California