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7 **UNITED STATES DISTRICT COURT**
 8 **NORTHERN DISTRICT OF CALIFORNIA**
 9 **SAN FRANCISCO DIVISION**

ERVIN COHEN & JESSUP LLP

11 KENNEDY FUNDING, INC., a New Jersey)
 12 Corporation,)
 13 Plaintiff,)

14 v.)

15 NICHOLAS CHAPMAN, an individual; JIREH)
 16 EDUCATIONAL MINISTRIES, a California)
 non-profit corporation; NEWPORT AVALON)
 17 INVESTORS, LLC, a California limited)
 liability company; BRIAN D. EVANS, an)
 18 individual; MANCEBO CORPORATION, a)
 California Corporation; ARNE WAGNER, an)
 19 individual; LAWRENCE S. THAL, an)
 individual; REDGE MARTIN, an individual;)
 20 VANGUARD FINANCIAL LTD., and DOES 1)
 through 50, Inclusive,)
 21 Defendants.)

22 NEWPORT AVALON INVESTORS, LLC, a)
 23 California corporation,)
 Counter-Claimant,)

24 v.)

25 KENNEDY FUNDING, INC., a New Jersey)
 26 corporation,)
Counterclaim-Defendant.)

Case No. C 09-01957 RS

**~~PROPOSED~~ ORDER GRANTING
 STIPULATION TO EXTEND DEADLINE
 TO RESPOND TO COUNTER-CLAIMS OF
 NEWPORT AVALON INVESTORS, LLC**

Date: [No Hearing Required]
 Place: Courtroom 3, 17th Floor
 Judge: The Honorable Richard Seeborg

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The Stipulation to Extend Deadline to Respond to Counter-Claims of Newport Avalon Investors, LLC (the “Stipulation”) has been filed with the Court. The Court having read and considered the Stipulation,

PURSUANT TO STIPULATION IT IS SO ORDERED THAT:

1. The deadline for Kennedy Funding, Inc. (“Kennedy”) to respond to the Counter-Claims against Kennedy in the above-entitled matter (the “Counter-Claims”) is extended by 7 days, such that Kennedy may file a response to the Counter-Claims on or before August 10, 2010.

DATE: 8/4/10



The Honorable Richard Seeborg
United States District Court Judge