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 12 Attorneys for Defendants  
 Lennar Associates Management, LLC  
 13 and Lennar Corporation dba Lennar Homes

14 UNITED STATES DISTRICT COURT  
 15 NORTHERN DISTRICT OF CALIFORNIA

16 ERIC GUNDERSEN, on behalf of himself and  
 17 all others similarly situated,

18 Plaintiff,

19 v.

20 LENNAR ASSOCIATES MANAGEMENT,  
 LLC; LENNAR CORPORATION, dba  
 21 LENNAR HOMES; and DOES 1- 10, inclusive,

22 Defendants.

No. C-09-02270 CRB

**~~PROPOSED~~ ORDER ALLOWING  
 FILING OF DEFENDANT LENNAR  
 ASSOCIATES MANAGEMENT  
 LLC'S COUNTERCLAIM**

23  
 24 Upon consideration of the parties' Stipulation Concerning the Filing of Defendant's  
 25 Counterclaim ("Stipulation"), and good cause appearing therefore, IT IS HEREBY ORDERED  
 26 that:

- 27 1. Defendant Lennar Associates Management, LLC ("Defendant") shall be allowed to  
 28 file a Counterclaim, in the form attached as Exhibit 1 to the parties' Stipulation. The Counterclaim

1 is deemed served and filed on the date of entry of this Order.

2 2. Plaintiff shall answer or otherwise respond to Defendant's Counterclaim within  
3 thirty (30) days from the date of this Order.

4 3. The filing of Defendant's Counterclaim merely supplements the operative Answer  
5 in this action, and Defendant's responses and affirmative and other defenses alleged in the  
6 operative Answer to Plaintiff's Complaint remain in effect. See Docket Entry Nos. 1-2 and 1.

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8 PURSUANT TO STIPULATION, IT IS SO ORDERED,

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12  
13 Dated: June 21, 2010

14 By: \_\_\_\_\_  
15 The Honorable Charles R. Breyer  
16 United States District Judge  
17 Northern District of California

