

From:

10/12/2010 12:53

#800 P.002/004

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5 Attorney for Plaintiff  
 William J. Bowler, Jr.

7 UNITED STATES DISTRICT COURT FOR THE  
 8 NORTHERN DISTRICT OF CALIFORNIA

10 WILLIAM J. BOWLER, JR.

11 Plaintiff,

12 vs.

13 HOME DEPOT U.S.A., INC. dba THE  
 14 HOME DEPOT

15 Defendants.

Case No. CV-09-05523 JCS

**STIPULATION TO STRIKE WORDING  
 RE INJUNCTIVE RELIEF IN  
 PLAINTIFF'S FIRST AMENDED  
 COMPLAINT; ORDER THEREON**

17 Having reviewed the contents of plaintiff's First Amended Complaint, filed on September 21,  
 18 2010, the parties noted that the language in several portions did not conform to the court's order  
 19 granting in part leave to file the first amended complaint.

22 This nonconformity occurred with respect to the plaintiff's request for injunctive relief in  
 23 paragraphs 10 and 23 of the First Amended Complaint regarding requesting injunctive relief at  
 24 "...The Home Depot Store in Ukiah and elsewhere." [First Amended Complaint, page 4, para.  
 25 10, lines 14-15; page 8, para. 23, lines 3-4].

Stipulation re Language in the First Amended Complaint; Order Thereon

From:

1 Accordingly, the parties stipulate to the following changes in the language of the First Amended  
2 Complaint.

3 1. Page, 4, para 10, lines 14-15 to now read: "...at the Home Depot Store in Ukiah and  
4 Windsor, CA."

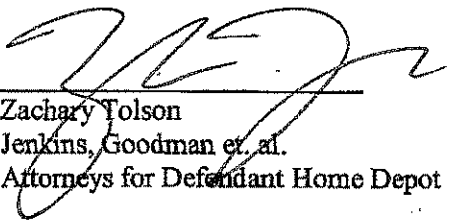
5 2. Page, 8, para 23, lines 3-4 to now read: "...at the Home Depot Store in Ukiah and  
6 Windsor, CA."  
7

8  
9 SO STIPULATED:

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11 

Date: October 15, 2010

12 Herman Franck, Esq.  
13 Elizabeth Vogel, Esq.  
14 Franck & Associates  
Attorneys for Plaintiff William Bowler

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17 

Date: October 14, 2010

18 Zachary Tolson  
19 Jenkins, Goodman et. al.  
Attorneys for Defendant Home Depot

From:

ORDER

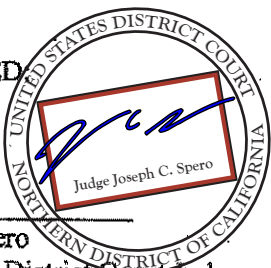
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Having reviewed the foregoing, the Court ACCEPTS and GRANTS the parties' Stipulation to correct the language of the First Amended Complaint.

It is hereby ORDERED:

- 1. Page, 4, para 10, lines 14-15 is to now read: "...at the Home Depot Store in Ukiah and Windsor, CA."
- 2. Page, 8, para 23, lines 3-4 is to now read: "...at the Home Depot Store in Ukiah and Windsor, CA."

SO ORDERED



Joseph C. Spero  
United States District Court Judge

Dated: 10/15/10