

1 SIDNEY J. COHEN, ESQ., State Bar No. 39023
2 SIDNEY J. COHEN PROFESSIONAL CORPORATION
3 427 Grand Avenue
4 Oakland, CA 94610
5 Telephone: (510) 893-6682

6 Attorneys for Plaintiff
7 MICHAEL PAULICK

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA

10 MICHAEL PAULICK

CASE NO. C 10-01919 JCS
Civil Rights

11 Plaintiff,

12 V.

13 STARWOOD HOTELS &
14 RESORTS WORLDWIDE, INC.;
15 INTRAWEST NAPA
16 DEVELOPMENT COMPANY,
17 LLC; INTRAWEST NAPA
18 RIVERBEND HOSPITALITY
19 MANAGEMENT, LLC;
20 and DOES 1-25, Inclusive,

**STIPULATION AND [~~PROPOSED~~]
ORDER TO PERMIT PLAINTIFF
TO FILE A SECOND AMENDED
COMPLAINT**

Federal Rule Of Civil Procedure 15(a)(2)

21 Defendants.
22 _____/

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STIPULATION

Pursuant to Federal Rule Of Civil Procedure 15(a)(2), Plaintiff MICHAEL PAULICK and defendants INTRAWEST NAPA DEVELOPMENT COMPANY, LLC and INTRAWEST NAPA RIVERBEND HOSPITALITY MANAGEMENT, LLC, by and through their counsel, consent and stipulate to the filing by Plaintiff of a Second Amended Complaint to add VY VERASA COMMERCIAL COMPANY, LLC as a party defendant in this action.

The parties further stipulate on information and belief that VY VERASA COMMERCIAL COMPANY, LLC recently purchased the Napa Westin Verasa Hotel which is the subject of this action, is the present owner and operator of the Hotel, and is a proper party defendant in the action.

The parties further stipulate that this Stipulation may be signed in counter parts and that facsimile or electronically transmitted signatures shall be as valid and binding as original signatures.

Dated: 9/3/10

SIDNEY J. COHEN
PROFESSIONAL CORPORATION
/s/ Sidney j. Cohen

Sidney J. Cohen
Attorney for Plaintiff Michael Paulick

Dated: 9/3/10

LIEBERBACH, MOHUN, CARNEY
& REED
/s/ Gerald F. Mohun

Gerald F. Mohun
Attorney for Defendant Intrawest
Napa Development Company, LLC

ORDER

Pursuant to the foregoing Stipulation, **IT IS SO ORDERED.**

Date: 09/07/10

Joseph C. Spero
United States District Judge

