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6 Attorneys for Defendants  
 Nestle Waters North America, Inc. and Calistoga  
 7 Mineral Water Co., Inc.

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

12 Marilyn Sprenger,  
 13 Plaintiff,  
 14 vs.  
 15 Calistoga Mineral Water Co., Inc.;  
 Calistoga Beverage Co.; Nestle Waters  
 16 North America, Inc.; Elwood Sprenger, and  
 Does 1-10, inclusive,  
 17 Defendants.  
 18

Case No. CV-10-03661 EMC

**STIPULATION EXTENDING  
 DEFENDANTS CALISTOGA MINERAL  
 WATER CO., INC., CALISTOGA  
 BEVERAGE CO. AND NESTLE WATERS  
 NORTH AMERICA, INC.'S TIME TO  
 RESPOND TO THE FIRST AMENDED  
 COMPLAINT ; ORDER**

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 21 Pursuant to Northern District Civil Local Rule 6-1, plaintiff Marilyn Sprenger ("Plaintiff")  
 22 and defendants Calistoga Mineral Water Co., Inc., Calistoga Beverage Co. and Nestle Waters  
 23 North America, Inc.(collectively, "Defendants"), by and through their respective counsel, hereby  
 24 agree as follows:

25 The parties deem Plaintiff's First Amended Complaint to be the operative complaint in  
 26 this action and to have been served on Defendants on August 20, 2010.

27 The parties further agree that Defendants will file their response to the First Amended  
 28 Complaint on or before Wednesday, **September 15, 2010.**

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This is the first extension of time in this case. This extension does not affect any dates set by the Court.

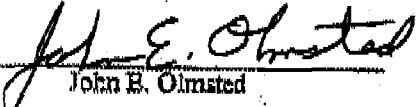
Dated: August 25, 2010

FARELLA BRAUN + MARTEL LLP

By:   
Frank J. Riebli

Attorneys for Defendants  
Nestle Waters North America, Inc. and  
Callistoga Mineral Water Co., Inc.

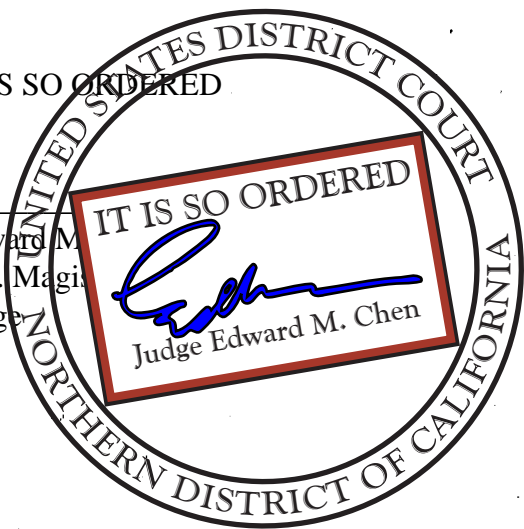
Dated: August 25, 2010

By:   
John E. Olmsted

Attorney for Plaintiff  
Marilyn Sprenger

IT IS SO ORDERED

Edward M.  
U.S. Magi  
Judge



1 **PROOF OF SERVICE**

2 I, Deborah Lynch, declare:

3 I am a citizen of the United States and employed in San Francisco County, California. I  
4 am over the age of eighteen years and not a party to the within-entitled action. My business  
5 address is 235 Montgomery Street, 17th Floor, San Francisco, California 94104. On **August 25,**  
6 **2010**, I served a copy of the within document(s):

7 **STIPULATION EXTENDING DEFENDANTS CALISTOGA  
8 MINERAL WATER CO., INC., CALISTOGA BEVERAGE  
9 CO. AND NESTLE WATERS NORTH AMERICA, INC.'S  
TIME TO RESPOND TO FIRST AMENDED COMPLAINT**


- 10  by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00 p.m.
- 11  by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at San Francisco, California addressed as set forth below.
- 12
- 13  by placing the document(s) listed above in a sealed \_\_\_\_\_ envelope and affixing a pre-paid air bill, and causing the envelope to be delivered to a  
14 agent for delivery.
- 15  by personally delivering the document(s) listed above to the person(s) at the  
16 address(es) set forth below.

17 John E. Olmsted, Esq. *Counsel for Plaintiff*  
18 3345 Jaylee Drive  
19 Santa Rosa, CA 95404

20 I am readily familiar with the firm's practice of collection and processing correspondence  
21 for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same  
22 day with postage thereon fully prepaid in the ordinary course of business.

23 I declare under penalty of perjury that the foregoing is true and correct.

24 Executed on **August 25, 2010**, at San Francisco, California.

25   
26 Deborah Lynch