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file and serve its Answer to Plaintiff's First Amended Complaint With Counterclaims in this action in substantially similar form to **Exhibit A** hereto;

5. The parties further agree that Sonoma Tires and Rhiel shall have thirty (30) days from the date of service of Big O's Answer to Plaintiff's First Amended Complaint With Counterclaims to respond thereto.

IT IS SO STIPULATED.

SEYFARTH SHAW LLP

Dated: August 5, 2011

By /s/ Joseph J. Orzano
Joseph J. Orzano
Attorneys for Defendant
BIG O TIRES, LLC

LAGARIAS & BOULTER, LLP

Dated: August 5, 2011

By /s/ Peter C. Lagarias
Peter C. Lagarias
Attorneys for Plaintiff
SONOMA TIRES, INC.

[PROPOSED] ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED,

- 1. Defendant Big O Tires, LLC, is hereby granted leave to file its Answer to Plaintiff's First Amended Complaint With Counterclaims without further motion, hearing, or other proceedings; and
- 2. Sonoma Tires, Inc. and John G. Rhiel, IV shall have thirty (30) days from the date of service of Big O's Answer to Plaintiff's First Amended Complaint With Counterclaims to respond thereto.

Dated: 8/5/11


The Honorable Richard Seeborg