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1 2 3 4 5	SEYFARTH SHAW LLP Michael J. Burns (SBN 172614) E-mail: mburns@seyfarth.com Joseph J. Orzano (SBN 262040) E-mail: jorzano@seyfarth.com 560 Mission Street, Suite 3100 San Francisco, California 94105 Telephone: (415) 397-2823 Facsimile: (415) 397-8549	
6	Attorneys for Defendant	
7	BIG O TIRES, LLC UNITED STATES DISTRICT COURT	
8	NORTHERN DISTRICT OF CALIFORNIA	
9	SAN FRANCISCO DIVISION	
10	SONOMA TIRES, INC., a California Corporation,) Case No. C 11-0818 RS
11	Plaintiff,) STIPULATION FOR LEAVE TO FILE) ANSWER TO FIRST AMENDED
12	V.) COMPLAINT WITH) COUNTERCLAIMS AND [PROPOSED]
13	BIG O TIRES, LLC, a Colorado Limited	ORDER
14	Liability Company, [L.R. 7-12]	
15	Defendant.	
16		
17	Defendant Big O Tires, LLC ("Big O") and Plaintiff Sonoma Tires, Inc. ("Sonoma	
18	Tires") (collectively, "Parties"), by and through their respective undersigned counsel, hereby	
19	stipulate and jointly request that the Court issue its Order as follows:	
20	1. Sonoma Tires filed its Complaint on February 22, 2011;	
21	2. Sonoma Tires filed its First Amended Complaint on March 15, 2011;	
22	3. Big O answered the Complaint on April 8, 2011. Big O now seeks to file an	
23	answer to Sonoma Tires' Fir	st Amended Complaint with counterclaims against
24	Sonoma Tires and its principal and guarantor, John G. Rhiel, IV ("Rhiel");	
25	4. The Parties have met and conferred and, while Sonoma Tires disputes the	
26	contents of the proposed answer and counterclaims and will deny the	
27	counterclaims, the parties agree to avoid a motion for leave to file that Big O may	
28	Stipulation for Leave to File Answer to First Amended Complaint with Counterclaims and [Proposed] Order; Case No. C11-0818RS	

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.		
[PROPOSE D] 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.
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		Dated: 8/5/11 The Honorable Richard Sectors
		The Honorable Remard become
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Stipulation for Leave to File Answer to First Amended Complaint with Counterclaims and [Proposed] Order; Case No. C11-0818RS		