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4 Attorneys for defendant
 5 Mark Battaglia, as Successor Trustee of
 (i) The Thomas A. & Caroline C. Battaglia Family
 6 Trust dated July 22, 1975 – Survivors Trust and
 (ii) The Thomas A. & Caroline C. Battaglia Family
 7 Trust dated July 22, 1975 – Residuary Trust

8
 9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA

11 IRMA RAMIREZ; and)
 DAREN HEATHERLY,)
 12)
 Plaintiffs,)
 13)
 v.)
 14)
 MI PUEBLITO; CAROLINE C.)
 15 BATTAGLIA and MARK M.)
 BATTAGLIA, Trustees of the)
 16 Thomas A. and Caroline C.)
 Battaglia Family Trust dated)
 17 July 22, 1975 – Survivors Trust;)
 and CAROLINE C.)
 18 BATTAGLIA and MARK M.)
 BATTAGLIA, Trustees of the)
 19 Thomas A. and Caroline C.)
 Battaglia Family Trust dated)
 20 July 22, 1975 – Residuary Trust,)
 21 Defendants.)

Case No. CV12-0474-JCS
Civil Rights

**STIPULATION TO EXTENSION OF TIME
 OF DEFENDANT MARK M. BATTAGLIA,
 ETC. TO RESPOND TO COMPLAINT**

22
 23 IT IS HEREBY STIPULATED, by and between plaintiffs Irma Ramirez and Daren
 24 Heatherly, on the one hand, and defendant Mark M. Battaglia, as Successor Trustee of (i)
 25 The Thomas A. & Caroline C. Battaglia Family Trust dated July 22, 1975 – Survivors
 26 Trust and (ii) The Thomas A. & Caroline C. Battaglia Family Trust dated July 22, 1975 –
 27 Residuary Trust (sued erroneously herein as co-trustee of the within-named trusts) on the
 28 other hand, by and through their respective counsel, that the time of Mark M. Battaglia to

1 respond to the complaint in the within action is hereby extended to and including April 20,
2 2012.

3 THOMAS E. FRANKOVICH,
4 A Professional Law Corporation

5 Dated: April 5, 2012

6 By /s/ Thomas E. Frankovich
7 Thomas E. Frankovich
8 Attorneys for plaintiffs
9 Irma Ramirez and Daren Heatherly

10 KEEGIN HARRISON SCHOPPERT
11 SMITH & KARNER LLP

12 Dated: April 5, 2012

13 By /s/ Jeffrey S. Schoppert
14 Jeffrey S. Schoppert
15 Attorneys for defendant
16 Mark M. Battaglia, as Successor Trustee of
17 (i) The Thomas A. & Caroline C. Battaglia Family
18 Trust dated July 22, 1975 – Survivors Trust and
19 (ii) The Thomas A. & Caroline C. Battaglia Family
20 Trust dated July 22, 1975 – Residuary Trust

21 I, Jeffrey S. Schoppert, attest that Mr. Thomas E. Frankovich, counsel for plaintiffs
22 Irma Ramirez and Daren Heatherly, concurred in filing this Stipulation to Extension of
23 Time of Defendant Mark M. Battaglia, Etc. to Respond to Complaint.

24 Dated: April 20, 2012

25 KEEGIN HARRISON SCHOPPERT
26 SMITH & KARNER LLP

27 By /s/ Jeffrey S. Schoppert
28 Jeffrey S. Schoppert
Attorneys for Defendant

29 Dated: April 24, 2012

