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4 Attorneys for Plaintiff
 5 Michael Dietrick

6 **UNITED STATES DISTRICT COURT**
 7 **NORTHERN DISTRICT OF CALIFORNIA**

9 MICHAEL DIETRICK, individually and on
 behalf of all others similarly situated,

10 Plaintiff,

11 v.

12 SECURITAS SECURITY SERVICES USA,
 13 INC.,

14 Defendant.

Case No.: 3:13-cv-5016

STIPULATION AND ~~PROPOSED~~
ORDER RE FILING OF AND
RESPONDING TO FIRST AMENDED
COMPLAINT

F.R.C.P. 15

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1 Plaintiff Michael Dietrick (“Plaintiff”) and Defendant Securitas Security Services USA, Inc.
2 (“Securitas USA”) hereby stipulate and agree as follows:

3 WHEREAS, Plaintiff filed his original Complaint in this action on October 28, 2013, and that
4 Complaint is the currently operative pleading;

5 WHEREAS, Securitas USA filed its Answer to the operative Complaint on December 31, 2013;

6 WHEREAS, Plaintiff seeks to file a First Amended Complaint in order to assert claims under the
7 California Private Attorneys General Act, Labor Code §2698, et seq.;

8 WHEREAS, Securitas USA consents to the filing of the First Amended Complaint pursuant to
9 Fed. R. Civ. Proc. 15(a)(2);

10 WHEREAS, by consenting to the filing of the First Amended Complaint, Securitas USA is not
11 admitting to the truth of the allegations set forth therein nor conceding the factual or legal adequacy
12 thereof;

13 WHEREAS, the proposed First Amended Complaint is submitted concurrently herewith in
14 accordance with Civil Local Rule 10-1.

15 IT IS THEREFORE STIPULATED AND AGREED AS FOLLOWS:

- 16 1. That Plaintiff’s First Amended Complaint shall be the now-operative pleading in the
17 above-captioned litigation;
 - 18 2. That Plaintiff’s First Amended Complaint shall be deemed filed and served on the date
19 the Court gives notice of entry of the [Proposed] Order;
 - 20 3. That Securitas USA shall have 14 days from such date in which to Answer or otherwise
21 respond to the First Amended Complaint.
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1 Pursuant to Local Rule 5-1(i)(3), the undersigned filer of this document hereby attests that
2 concurrence in the filing has been obtained from each of the other signatories, which shall serve in lieu
3 of their signatures on the document.

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5 IT IS SO STIPULATED.

6 DATED: January 29, 2014

7 Respectfully submitted,
8 PROMETHEUS PARTNERS L.L.P.

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10 By: /s/ John R. Hurley
11 John R. Hurley, Esq.
12 Attorneys for Plaintiff Michael Dietrick

13 DATED: January 29, 2014

14 Respectfully submitted,
15 THARPE & HOWELL, LLP

16 By: /s/ Sherry B. Shavit
17 Sherry B. Shavit, Esq.
18 Attorneys for Defendant Securitas
19 Security Services USA, Inc.

20 ORDER

21 The plaintiff shall file his First Amended Complaint within three days of the filing of this Order.

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23 PURSUANT TO STIPULATION, IT IS SO ORDERED.

24 DATED: January 29, 2014

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27 By: Jon S. Tigar
28 Jon S. Tigar
United States District Judge

