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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION

11 **JESSE WASHINGTON,**

12 Plaintiff,

13 v.

14 **D. SANDOVAL, et al.,**

15 Defendants.
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C 10-0250 LHK

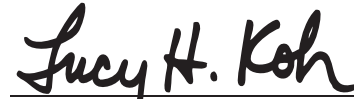
**~~PROPOSED~~ ORDER GRANTING
WITHDRAWAL OF PLAINTIFF'S
FIRST AMENDED COMPLAINT AND
LEAVE TO FILE SECOND AMENDED
COMPLAINT**

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19 The parties' Stipulation that Plaintiff shall withdraw his First Amended Complaint and file
20 a Second Amended Complaint in the above-captioned matter on or before January 9, 2013 and
21 that Defendants will be provided an extension of time to file an Answer or otherwise respond to
22 Plaintiff's First Amended Complaint until January 11, 2013 having been considered, it is decided
23 that the Stipulation shall be GRANTED.

24 It is, therefore, ORDERED, that Plaintiffs shall file a Second Amended Complaint on or
25 before January 9, 2012 and Defendants shall respond in accordance with Federal Rule of Civil
26 Procedure 12(a). Alternatively, if Plaintiff does not file a Second Amended Complaint,
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1 Defendants shall have until January 11, 2013 to file an Answer or otherwise respond to Plaintiff's
2 First Amended Complaint.

3 Dated: January 2, 2013



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5 Lucy H. Koh
United States District Court Judge