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**\*\* E-filed August 12, 2010 \*\***

8 Attorneys for Plaintiff  
 9 Anthony Lerma

10 **THE UNITED STATES DISTRICT COURT**  
 11 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

12 ANTHONY LERMA,  
 13 Plaintiff,

14 vs.

15 KOHL'S DEPARTMENT STORES  
 16 INC. dba KOHL'S, et al.,  
 17 Defendants.

Case No.: 5:10-CV-01991-HRL

**STIPULATION FOR FILING OF  
 PLAINTIFF'S SECOND AMENDED  
 COMPLAINT**

18  
 19 IT IS HEREBY STIPULATED by and between the parties hereto through their respective  
 20 attorneys of record that Plaintiff may file a Second Amended Complaint, a copy of which is  
 21 attached hereto.

22 IT IS FURTHER STIPULATED that the defendants Kohl's Department Stores, Inc., McKee  
 23 Oriental Market, Inc., Hieng Seav dba Kim Tar BBQ Restaurant and McDonald's  
 24 Corporation/Franchise Realty Interstate Corporation waive notice and service of the second  
 25 amended complaint and shall not be required to answer the amendment, and that all denials,  
 26 responses and affirmative defenses contained in the answers filed by defendants to the original  
 27 complaint shall be responsive to the amended complaint.

28 IT IS SO STIPULATED.

Dated: July 22, 2010

PAYNE & FEAR, LLP

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By: /s/Leila Narvid  
Leila Narvid, Esq.  
Attorney for Defendant Kohl's Department Stores, Inc.

Dated: July 22, 2010 DILLINGHAM & MURPHY, LLC

By: /s/ Brook Purcell, Esq.  
Brook Purcell, Esq.  
Attorney for Defendant DMH, Inc.

Dated: July 28, 2010 Law Office of Chrisopher Schumb

By: /s/Christopher Schumb, Esq.  
Christopher Schumb, Esq.  
Attorney for Defendant McKee Oriental Market

Dated: July 28, 2010 Law Offices of Stanley K. Yim

By: /s/ Stanley K. Yim, Esq.  
Stanley K. Yim, Esq.  
Attorney for Defendant Hieng Seav dba Kim Tar BBQ

Dated: July 28, 2010 Gibson, Dunn & Crutcher, LLP

By: /s/ Benjamin M. Glickman, Esq.  
Benjamin M. Glickman, Esq.  
Attorney for Defendant McDonalds Corporation/Franchise  
Realty Interstate Corporation

Dated: July 28, 2010 /s/ Lisa Lo  
Shit-Fong Lo

Dated: July 19, 2010 MOORE LAW FIRM, PC

By: /s/K. Randolph Moore  
K. Randolph Moore  
Attorney for Plaintiff Anthony Lerma

**ORDER**

THE PARTIES HAVING SO STIPULATED, IT IS HEREBY ORDERED THAT the Second Amended Complaint is filed forthwith.

**IT IS SO ORDERED.**

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Dated: August 12, 2010

  
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U.S. MAGISTRATE JUDGE HOWARD R. LLOYD