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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION
11

12 Kenneth Lenk,) Case No. C15-01148 NC
13 Plaintiff, Pro Se)
14 vs.) STIPULATION AND ORDER
15 Monolithic Power Systems, Inc.,) ALLOWING PLAINTIFF TO FILE
16 Defendant(s)) SECOND AMENDED COMPLAINT AND
17) DEFENDANT'S WITHDRAWAL OF
18	MOTION TO DISMISS FIRST
19	AMENDED COMPLAINT
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22 **WHEREAS** on March 11, 2015, Plaintiff, Kenneth Lenk ("Plaintiff") filed his Complaint
23 for various causes in this action against Monolithic Power Systems, Inc. ("Defendant").

24 **WHEREAS** on June 29th, 2015, Plaintiff, Kenneth Lenk ("Plaintiff") filed his First
25 Amended Complaint adding various causes in this action.
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Stipulation for filing Plaintiff's Second Amended Complaint and Withdrawal of Defendant's

WHEREAS Plaintiff seeks to file his Second Amended Complaint, which reduces the First Amended Complaint's twenty four causes of action down to eleven to provide clarity and to improve judicial efficiency.

WHEREAS a copy of Plaintiff's proposed Second Amended Complaint is attached hereto as Exhibit "A."

IT IS HEREBY STIPULATED, by and between Plaintiff and Defendant, through Defendant's counsel, that:

1. The Court may enter an order granting Plaintiff leave to file his Second Amended Complaint, a copy of which is attached hereto as Exhibit “A.”

2. Subject to the Second Amended Complaint being filed, Defendant withdraws its motion to dismiss the First Amended Complaint.

2. Defendant's responsive pleading shall be due fourteen (14) days after the Second Amended Complaint is filed.

DATED this 10th day of August, 2015

/s/ Kenneth Lenk

Kenneth Lenk, Plaintiff Pro se

DATED this 10th day of August, 2015

Hope Case, Attorney for Defendant

MONOLITHIC POWER SYSTEMS, INC.

Stipulation for filing Plaintiff's Second Amended Complaint and Withdrawal of Defendant's

ORDER

The Court having reviewed the foregoing Stipulation, and good cause appearing therefore:

IT IS HEREBY ORDERED that Plaintiff, KENNETH LENK is granted leave to amend to file his Second Amended Complaint, a copy of which is attached hereto as Exhibit "A."

IT IS ALSO ORDERED that Defendant's responsive pleading shall be due fourteen (14) days after the Second Amended Complaint is filed.

IT IS ALSO ORDERED that, upon the filing of the Second Amended Complaint, Defendant's Motion to Dismiss the First Amended Complaint will be deemed withdrawn.

IT IS FURTHER ORDERED that the Second Amended Complaint is deemed filed as of the date this Order is transmitted via the CM/ECF system.

IT IS SO ORDERED.

Dated: August 11, 2015

