

**HYDE & SWIGART**  
San Diego, California

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA**

<p>IVAN MARTIN</p> <p>Plaintiff,</p> <p>v.</p> <p>ELTMAN, ELTMAN &amp; COOPER, P.C. AKA ELTMAN, ELTMAN &amp; COOPER AND ERIN CAPITAL MANAGEMENT, LLC</p> <p>Defendants.</p>	<p>Case No.: 09-CV-2618 JM(RBB)</p> <p><b>ORDER GRANTING LEAVE FOR PLAINTIFF TO FILE A FIRST AMENDED COMPLAINT</b></p> <p><b>HON. JEFFREY T. MILLER</b></p>
---	---

//  
//  
//  
//  
//  
//  
//

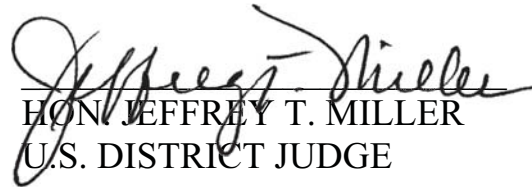
1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Based upon the parties' Joint Motion For Leave For Plaintiff To File A First Amended Complaint, and good cause appearing, this Court hereby orders:

1. Leave for Plaintiff to file the First Amended Complaint is GRANTED. Plaintiff has ten (10) days from the date of this order to file his First Amended Complaint;
2. If either Defendant so chooses, they may file an amended answer within 10 days of this order, although an amended answer is not required;
3. Otherwise, Defendants' answers filed on December 14, 2009 shall be deemed responsive to Plaintiff's First Amended Complaint.

IT IS SO ORDERED.

Dated: January 22, 2010

  
HON. JEFFREY T. MILLER  
U.S. DISTRICT JUDGE