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 KEARNEY, JOHNSON & THOMPSON  
 4 400 South Fourth Street, Third Floor  
 Las Vegas, Nevada 89101  
 5 Telephone: 702/791-0308

6 *Attorney(s) for Defendant Wal-Mart Stores, Inc.*

7 **UNITED STATES DISTRICT COURT**

8 **DISTRICT OF NEVADA**

9 MARGARET PICUS, an individual; on behalf of  
 herself, and on behalf of all others similarly  
 10 situated,

CASE NO.: CV-S-00682-PMP-LRL

11 Plaintiffs,

**STIPULATION AND ORDER TO  
 CONSOLIDATE CASES**

12 v.

13 WAL-MART STORES, INC.; MENU FOODS  
 INC.; DEL MONTE FOODS COMPANY;  
 14 SUNSHINE MILLS, INC.; CHEMNUTRA,  
 INC.; and DOES 1 through 100, inclusive,

15 Defendants.  
 16

17 Defendant WAL-MART STORES, INC. (“WAL-MART”), by and through its counsel,  
 18 James E. Whitmire, III, Esq., and Brian W. Boschee, Esq., of the law firm of Santoro, Driggs,  
 19 Walch, Kearney, Johnson & Thompson, Defendant DEL MONTE FOODS COMPANY (“DEL  
 20 MONTE”) by and through its counsel, Dawn Grossman, Esq., of the law firm of Cozen  
 21 O’Conner, Defendant CHEMNUTRA, INC., (“CHEMNUTRA”) by and through its counsel  
 22 Nicholas M. Wiczorek, Esq., of the law firm of Morris, Polich & Purdy, LLP, and Plaintiff  
 23 MARGARET PICUS (“PLAINTIFF”) by and through her counsel, Robert B. Gerard, Esq., and  
 24 Lawrence T. Osuch, Esq., of the law firm of Gerard & Osuch, LLP, hereby enter into this  
 25 Stipulation and Order for the Consolidation of Cases. Wal-Mart, Del Monte, Chemnutra and  
 26 Plaintiff are collectively referred to as the “Parties” in this Stipulation and Order. The Parties  
 27 have agreed and stipulated to the entry of this Order for consolidation of cases 2:07-CV-00686-  
 28 RLH-RJJ and 2:07-CV-00689-RLH-RJJ with case 2:07-CV-00682-PMP-LRL. Each case was

SANTORO, DRIGGS, WALCH, KEARNEY, JOHNSON & THOMPSON  
 400 SOUTH FOURTH STREET, THIRD FLOOR, LAS VEGAS, NEVADA 89101  
 (702) 791-0308 - FAX (702) 791-1912

1 removed within one (1) day of each other without knowledge of each others removal. All Parties  
2 have the desire to have these cases consolidated.

3 **IT IS HEREBY STIPULATED AND AGREED**, by and between the parties hereto,  
4 through their respective counsel of record, that:

5 1. Cases 2:07-CV-00686-RLH-RJJ and 2:07-CV-00689-RLH-RJJ shall be  
6 consolidated with 2:07-CV-00682-PMP-LRL;

7 2. Case 2:07-CV-00682-PMP-LRL shall be the main case.

8 DATED this 20 day of June, 2007 DATED this \_\_\_\_\_ day of June, 2007

9 **SANTORO, DRIGGS, WALCH,**  
**KEARNEY, JOHNSON & THOMPSON**

**COZEN O'CONNOR**

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Las Vegas, Nevada 89101

*Attorney for Defendant Del Monte Foods Co.*

14 *Attorneys for Defendant Wal-Mart Stores, Inc.*

15  
16 DATED this \_\_\_\_\_ day of June, 2007 DATED this \_\_\_\_\_ day of June, 2007

17 **MORRIS POLICH & PURDY, LLP**

**GERARD & OSUCH, LLP**

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Nevada Bar No. 5323  
LAWRENCE T. OSUCH, ESQ.  
Nevada Bar No. 6771  
2840 South Jones Boulevard  
Building D, Suite 4  
Las Vegas, NV 89146

22 *Attorney for Defendant Chemnutra, Inc.*

*Attorneys for Plaintiff Margaret Picus*

23  
24 **IT IS SO ORDERED.**

25 DATED this \_\_\_\_ day of \_\_\_\_\_, 2007.

26  
27 \_\_\_\_\_  
Philip M. Pro  
28 U.S. District Judge

SANTORO, DRIGGS, WALCH, KEARNEY, JOHNSON & THOMPSON  
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SANTORO DRIGGS

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*Attorney for Defendant Del Monte Foods Co.*

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21 *Attorney for Defendant Chemnutra, Inc.*

*Attorneys for Plaintiff Margaret Picus*

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Philip M. Pro  
28 U.S. District Judge

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*Attorney for Defendant Chemnutra, Inc.*

*Attorneys for Plaintiff Margaret Picus*

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Philip M. Pro  
U.S. District Judge

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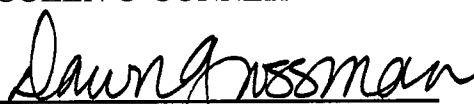
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*Attorneys for Defendant Wal-Mart Stores, Inc.*

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*Attorneys for Plaintiff Margaret Picus*

**IT IS SO ORDERED.**

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Philip M. Pro  
U.S. District Judge

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Submitted by:  
**SANTORO, DRIGGS, WALCH,  
KEARNEY, JOHNSON & THOMPSON**



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