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The Honorable Ronald B. Leighton

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

CRAIG S. HOPPER,)	
)	
Plaintiff,)	No.: C08-5715 RBL
)	
vs.)	
)	STIPULATIONS & ORDER
THE UNITED STATES OF AMERICA,)	REGARDING THE PLAINTIFF'S
and IAP WORLDWIDE SERVICES, INC.,)	THIRD AMENDED COMPLAINT
)	
)	NOTE FOR MOTION DOCKET:
Defendants.)	Friday, April 10, 2009
)	

COME NOW the parties, by and through the undersigned attorneys, and hereby stipulate to the following:

1. The Plaintiff is granted leave to amend and file his Third Amended Complaint (as proposed in Attachment A) upon the signing of the order attending these stipulations by the Court—as this stipulation is the above-listed Defendants’ written consent for leave to so amend, pursuant to Federal Rule of Civil Procedure 15(a)(2);
2. The above-listed Defendants agree to waive all service requirements pursuant to Federal Rule of Civil Procedure 4 regarding the service of the Third Amended

1 Complaint and any additional process upon them, as service upon the above-
2 listed Defendants will be considered perfected upon the Plaintiff's electronic
3 filing of the Third Amended Complaint with the Court; and,

- 4
- 5 3. The Plaintiff stipulates that the above-listed Defendants will be allowed twenty
6 (20) days to file with the Court their Answers to the Third Amended Complaint
7 after the filing of said complaint.
- 8 4. Counsel for Defendant IAP Worldwide Services, Inc. states that he will be also
9 representing the Defendant added to the case in the Third Amended Complaint
10 (i.e., IAP World Services, Inc.), and, as such, he is authorized by IAP World
11 Services, Inc. to accept service of the Third Amended Complaint and any
12 additional process (or copies thereof) on its behalf.
- 13 5. Added Defendant IAP World Services, Inc. agrees that service as described in
14 paragraph 4 above may occur through the Plaintiff's delivery of the Third
15 Amended Complaint and any additional process (or copies thereof) to him
16 through a certified mailing to his office. Further, added Defendant IAP World
17 Services, Inc. agrees that such service upon counsel will satisfy all service
18 requirements of Federal Rule of Civil Procedure 4 regarding the service of the
19 Third Amended Complaint and any additional process upon it.
- 20 6. The parties agree that the Plaintiff will have sixty (60) days after the Clerk's
21 issuance of an amended Summons to effect service upon added Defendant IAP
22 World Services, Inc. The Defendant IAP World Services, Inc. will have twenty
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1 (20) days to file with the Court its Answer to the Third Amended Complaint
2 after service/receipt of the Third Amended Complaint and any additional
3 process (or copies thereof).

- 4
5 7. The Defendants agree that the Third Amended Complaint, once filed with the
6 Court, relates back to the date of the original pleading filed in this case (i.e.,
7 November 26, 2008) pursuant to Federal Rule of Civil Procedure 15(c).

8 STIPULATED TO this 10th day of April, 2009.

9 **s/Clarence C. Jones**

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16 **s/James A. Conley**

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23 **s/Patricia D. Gugin**

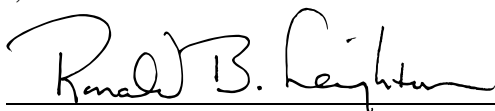
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1 ORDER OF THE COURT

2 THE COURT, having been informed of the parties' stipulations regarding the
3 Plaintiff's Third Amended Complaint, endorses the above-listed stipulations thusly:

4 They are so ordered.

5 DATED this 13th day of April, 2009.

6 

7
8 RONALD B. LEIGHTON
9 UNITED STATES DISTRICT JUDGE

10 Presented by:

11 **s/James A. Conley**

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19 Approved as to form and content:

20 **s/Clarence C. Jones**

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