

1 THE HONORABLE BENJAMIN H. SETTLE

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6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
8 AT TACOMA

9 MOLLY CHESTER,

10 Plaintiff,

11 vs

12 SMARTRECEIPT, INC., et al.,

13 Defendants.

NO. 13-05272 BHS

STIPULATED MOTION FOR ORDER  
ALLOWING DEFENDANTS AN EXTENSION  
TO ANSWER PLAINTIFF'S COMPLAINT

HEARING DATE: July 1, 2013

14 Plaintiff and Defendants through their respective attorneys respectfully request  
15 that the Court enter an order extending Defendants' deadline to answer or otherwise  
16 respond to Plaintiff's Complaint to July 8, 2013. In support of this motion, Plaintiff  
17 states as follows:

- 18 1. Plaintiff filed her Complaint in this lawsuit on April 10, 2013;
- 19 2. Plaintiff served Defendant SmartReceipt, Inc. with a copy of the  
20 summons and Complaint on May 10, 2013;
- 21 3. Defendants Eric Kanowsky and Michael Howe have agreed to waive  
22 service of process in accordance with Fed. R. Civ. P. 4(d);
- 23 4. Defendants SmartReceipt and Kanowsky have not yet entered an  
24 appearance in this lawsuit. Defendant Howe appeared through counsel on June 25,  
25 2013;

26 STIPL. MOT. & ORDER TO ANSWER - 1 of 3  
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1           5.     By order dated June 17, 2013, the Court extended Defendants' deadline  
2 to answer or otherwise respond to Plaintiff's Complaint to July 1, 2013;

3           6.     Plaintiff and Defendants continue to engage in discussions to potentially  
4 resolve the claims asserted by Plaintiff in this lawsuit;

5           7.     Plaintiff and Defendants agree that an additional brief extension of the  
6 Defendants' deadline to answer or otherwise respond to Plaintiff's Complaint until  
7 July 8, 2013 will facilitate the parties' settlement discussions and will potentially  
8 conserve party and judicial resources;

9           8.     The agreed extension of time will not alter any other date or schedule  
10 previously set by the Court.

11           For the reasons stated above, Plaintiff and Defendants request that the Court  
12 enter an order extending Defendants' deadline to answer or otherwise respond to the  
13 Complaint until July 8, 2013.  
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15           Dated this 1<sup>st</sup> day of July, 2013.  
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17  
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19  
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24 Attorneys for Defendant Michael Howe  
25  
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ORDER

This matter having come before the Court based on the Stipulation set forth above, the Court having reviewed the records and files herein and being fully advised in the premises, it is hereby

ORDERED Defendants shall answer or otherwise respond to Plaintiff's Complaint no later than July 8, 2013.

DATED this 1 day of July, 2013.

  
\_\_\_\_\_  
THE HONORABLE BENJAMIN H. SETTLE

APPROVED FOR ENTRY:

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