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(SPACE BELOW FOR FILING STAMP ONLY)

Attorneys for Plaintiff AL GOOD dba
CASTLE ROCK VINEYARDS

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA, FRESNO DIVISION

AL GOOD dba CASTLE ROCK
VINEYARDS,

Plaintiffs,

v.

NYK LINE (NORTH AMERICA) INC.;
and NYK GROUP AMERICAS INC.,

Defendants.

CASE NO.: 1:12-CV-01882-AWI-MJS

**STIPULATION ALLOWING FILING
OF AMENDED COMPLAINT; AND
ORDER**

The parties, through their respective counsel of record, state:

WHEREAS, Plaintiff desires to amend his complaint to add an additional party defendant; and

WHEREAS, Plaintiff was unable to learn the true and correct identity of the additional party defendant until initial discovery had taken place; and

WHEREAS, Plaintiff now knows the true and correct identity of the additional party defendant; and

WHEREAS, the parties are in agreement that Plaintiff be allowed to file his amended complaint and defendants be allowed to assert any and all defenses they may have to the amended complaint, including time-bar and improper venue;

NOW, THEREFORE, it is stipulated and agreed that Plaintiff AL GOOD dba CASTLE ROCK VINEYARDS be granted leave to file the attached Amended

STIPULATION ALLOWING FILING OF AMENDED COMPLAINT; AND ORDER

1 Complaint adding NIPPON YUSEN KAISHA as a party defendant and asserting claims
2 against it.

3
4 DATED: February 13, 2013.

CORNWELL & SAMPLE, LLP

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6 By: /s/ Judith Harless
7 Stephen R. Cornwell
8 Judith M. Harless
9 Attorneys for Plaintiff
10 AL GOOD dba CASTLE ROCK
11 VINEYARDS

12
13 DATED: February 13, 2013.

SWAIN & DIPOLITO LLP

14 By: /s/ Michael J. Swain
15 Michael L. Swain
16 Attorneys for Defendants
17 NYK LINE (NORTH AMERICA), INC.
18 and NYK GROUP AMERICAS, INC.

19
20 **ORDER**

21 IT IS HEREBY ORDERED that Plaintiff is granted leave to file an
22 Amended Complaint for Damages in the form attached hereto as Exhibit "A" and
23 incorporated by reference.
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27 IT IS SO ORDERED.
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STIPULATION ALLOWING FILING OF AMENDED COMPLAINT; AND ORDER

Dated: February 13, 2013

/s/ Michael J.

Seng

UNITED STATES MAGISTRATE JUDGE

STIPULATION ALLOWING FILING OF AMENDED COMPLAINT; AND ORDER