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Attorney for Defendant Tung Pao Sun

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA**

SCOTT N. JOHNSON
Plaintiff,

vs.

RADIOSHACK, et al
Defendants.

Case No.: CIV.S 09-cv-01412-JAM-DAD

**STIPULATION TO SET ASIDE CLERK'S
ENTRY OF DEFAULT**

and

ORDER

IT IS HEREBY STIPULATED by and between Plaintiff, Scott N. Johnson, and Defendant, Tung Pao Sun, by and through their attorneys of record (Scott N. Johnson; Robert C. Lorbeer) that the Clerk's Entry of Default against Defendant Tung Pao Sun, (Docket No. 12) is hereby set aside. This stipulation is based upon the following facts constituting good cause: Defendant Tung Pao Sun is represented by Counsel, Robert C. Lorbeer, Attorney at Law. On September 9, 2009, Robert C. Lorbeer, filed an Answer on behalf of Defendant Tung Pao Sun.

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Dated: October 18, 2009

/s/ Robert C. Lorbeer
ROBERT C. LORBEER,
Attorney for Defendant,
TUNG PAO SUN

Dated: October 21, 2009

/s/ Scott N. Johnson
SCOTT N. JOHNSON,
Attorney for Plaintiff,
SCOTT N. JOHNSON

IT IS SO ORDERED:

As the parties have so stipulated, The Clerk's Entry of Default against Defendant, Tung Pao Sun, Docket No. 12, is hereby set aside.

Dated: October 22, 2009

/s/ John A. Mendez
U. S. DISTICT COURT JUDGE