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GOLENBOCK EISEMAN ASSOR BELL & PESKOE LLP 1 JACQUELINE G. VEIT*, NY BAR NO. 2342780 jveit@golenbock.com 2 711 Third Avenue 3 New York, NY 10017 (212) 907-7300; (212) 754-0777 (Fax) 4 *Appearing *Pro Hac Vice* 5 NEWMEYER & DILLION LLP MICHAEL B. MCCLELLAN, CBN 241570 6 Michael.McClellan@ndlf.com C. KENDIE SCHLECHT, CBN 190978 7 Kendie.Schlecht@ndlf.com 895 Dove Street, Fifth Floor 8 Newport Beach, California 92660 (949) 854-7000; (949) 854-7099 (Fax) 9 Attorneys for Plaintiff, JASHA TULL 10 11 UNITED STATES DISTRICT COURT 12 NORTHERN DISTRICT OF CALIFORNIA 13 OAKLAND DIVISION 14 15 JASHA TULL, an individual, CASE NO.: 4:21-cv-01566-DMR ASSIGNED TO: Magistrate Judge Donna M. Ryu 16 Plaintiff, 17 STIPULATION AND ORDER FURTHER VS. EXTENDING DEADLINE TO FILE FIRST MICHAELA HIGGINS aka CAELI LA, an 18 AMENDED COMPLAINT individual; and DOES 1 through 10 19 inclusive, Defendants. 20 FILE DATE: March 5, 2021 TRIAL DATE SET: No Date Set 21 22 23 **STIPULATION** 24 WHEREAS, on March 5, 2021, Plaintiff Jasha Tull ("Plaintiff") filed his complaint in this 25 action (Dkt. 1); 26 WHEREAS, on April 28, 2021, Defendant Michaela Higgins filed a motion to dismiss 27 and motion to strike the complaint ("Motions") (Dkt.24 and 25); 28

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WHEREAS, on December 27, 2021, the Court issued an Order on Motions to Dismiss and Motions to Strike ("Order") which granted in part and denied in part the Motions with leave to amend and further ordered that Plaintiff shall file an amended complaint within 14 days of the Court's Order (Dkt. 40);

WHEREAS, on January 7, 2022, this Court approved the parties' joint request for an extension to file a first amended complaint and issued an Order extending the deadline for Plaintiff to file an amended complaint until January 24, 2022 (Dkt. 44);

WHEREAS, on January 6, 2022, Plaintiff's counsel filed their Notice of Withdrawal and Substitution of Counsel (Dkt. 42) and on January 20, 2022, the Court issued an order granting *pro hac vice* admission to Plaintiff's counsel Jacqueline Veit (Dkt. 47);

WHEREAS, on January 21, 2022, the parties submitted a Stipulation and Order Extending Deadline to File First Amended Complaint (Dkt. 48) requesting a further extension of 30 days to file an amended complaint, which was approved by the Court, thereby extending the deadline for Plaintiff to file an amended complaint until February 23, 2022 (Dkt. 49);

WHEREAS, on February 18, 2022, the parties submitted a Stipulation and Order Extending Deadline to File First Amended Complaint (Dkt. 50), advising the Court that the parties are actively engaged in settlement discussions and progress has been made but certain complicated issues exist that remain to be addressed, which was approved by the Court, thereby extending the deadline for Plaintiff to file an amended complaint until March 18, 2022 (Dkt. 51);

WHEREAS, on March 18, 2022, the parties submitted a Stipulation and Order Extending Deadline to File First Amended Complaint (Dkt. 52), advising the Court that the parties have continued settlement efforts and are close to settlement and have exchanged initial settlement documents, which was approved by the Court, thereby extending the deadline for Plaintiff to file an amended complaint until March 30, 2022 (Dkt. 53);

WHEREAS, on March 30, 2022, the parties submitted a Stipulation and Order Extending Deadline to File First Amended Complaint (Dkt. 54), advising the Court that the parties have not yet finalized settlement documents but continue to work toward that goal, which was approved by

1 the Court, thereby extending the deadline for Plaintiff to file an amended complaint until April 6, 2 2022 (Dkt. 55); 3 WHEREAS, the parties have reached a settlement and executed a settlement agreement, 4 and are in the process of effecting certain conditions provided in the settlement agreement before 5 a dismissal of this action may be sought; 6 WHEREAS, the parties anticipate that settlement conditions will be fulfilled and the 7 parties will be able to submit a stipulation for dismissal in a few weeks; and 8 WHEREAS, the parties respectfully request that the Court grant 30 days for the parties to 9 either file a stipulation for dismissal or for Plaintiff to file a first amended complaint. 10 NOW THEREFORE, the parties, by and through their undersigned attorneys, hereby stipulate and agree that the parties shall have an additional 30 days, through and including May 6, 11 12 2022, to file a stipulation for dismissal or for Plaintiff to file a first amended complaint. 13 Dated: April 6, 2022 GOLENBOCK EISEMAN ASSOR BELL & 14 PESKOE LLP 15 By: /s/ Jacqueline G. Veit 16 Jacqueline G. Veit* *Appearing *Pro Hac Vice* 17 Attorneys for Plaintiff, JASHA TULL 18 NEWMEYER & DILLION LLP Dated: April 6, 2022 19 20 By: /s/ C. Kendie Schlecht Michael B. McClellan 21 C. Kendie Schlecht Co-Counsel for Plaintiff, 22 JASHA TULL 23 24 25 26 27 28

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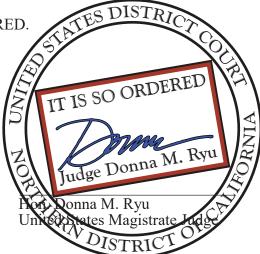
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ORDER

Pursuant to Stipulation, it is SO ORDERED.

DATED: April 6, 2022



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FILER ATTESTATION

In accordance of Civil L.R. 5-1(h)(3), I hereby attest that each of the other Signatories have concurred in the filing of this document, which shall serve in lieu of their signatures on the document. I declare under penalty of perjury under the laws of the United States of America and the State of California that the foregoing is true and correct. Executed on this 6th day of April, 2022 at Irvine, California.

/s/ C. Kendie Schlecht
C. Kendie Schlecht

