

1 **THE AGUILERA LAW GROUP, APLC**

2 A. Eric Aguilera, Esq. (SBN 192390)  
3 Raymond E. Brown, Esq. (SBN 164819)  
4 Philip N. Blanco, Esq. (SBN 287403)  
5 650 Town Center Drive  
6 Suite 100  
7 Costa Mesa, CA 92626  
8 T: 714-384-6600 / F: 714-384-6601  
9 eaguilera@aguileragroup.com  
10 rbrown@aguileragroup.com  
11 pblanco@aguileragroup.com

12 Attorneys for Plaintiffs, ST. PAUL FIRE AND MARINE INSURANCE COMPANY,  
13 TRAVELERS INDEMNITY COMPANY OF CONNECTICUT and TRAVELERS PROPERTY  
14 CASUALTY COMPANY OF AMERICA

15 **UNITED STATES DISTRICT COURT**

16 **EASTERN DISTRICT OF CALIFORNIA – FRESNO DIVISION**

17	ST. PAUL FIRE AND MARINE INSURANCE )	Case No. 1:14-cv-01384-LJO-GSA
18	COMPANY, a Connecticut corporation; )	
19	TRAVELERS INDEMNITY COMPANY OF )	<b>STIPULATION AND ORDER TO</b>
20	CONNECTICUT, a Connecticut corporation; )	<b>CONTINUE SCHEDULING</b>
21	and TRAVELERS PROPERTY CASUALTY )	<b>CONFERENCE</b>
22	COMPANY OF AMERICA, a Connecticut )	
23	corporation, )	<i>Current Date:</i> January 6, 2014
24		<i>Proposed New Date:</i> February 17, 2014
25	Plaintiffs, )	<i>Time:</i> 9:30 a.m.
26		<i>Ctrm:</i> 10 (6 <sup>th</sup> Floor)
27	v. )	<i>Judge:</i> Gary S. Austin, U.S. Magistrate Judge
28		
	CENTEX HOMES, a Nevada general )	
	partnership, CENTEX REAL ESTATE )	
	CORPORATION, a Nevada corporation; and )	
	DOES 1 through 10 inclusive, )	
	Defendants. )	

29 TO THE COURT, ALL PARTIES OF RECORD AND THEIR ATTORNEYS HEREIN:

30 WHEREAS, the Complaint of Plaintiffs St. Paul Fire & Marine Insurance Company,  
31 Travelers Indemnity Company of Connecticut and Travelers Property Casualty Company of  
32 America (collectively “Travelers”) was filed on September 22, 2014;

1           WHEREAS, Defendants Centex Homes and Centex Real Estate Corporation (collectively  
2 “Centex”) filed a Motion to Dismiss Travelers’ Complaint on October 3, 2014;

3           WHEREAS, on December 10, 2014, the Court issued a Memorandum Decision and Order  
4 Re Defendant’s Motion to Dismiss (Doc. 11), which granted Centex’s Motion to Dismiss  
5 Travelers’ Complaint. The Court granted Travelers leave to file an amended complaint on or  
6 before January 2, 2015;

7           WHEREAS, the Court set this matter for a Mandatory Scheduling Conference (“MSC”) on  
8 January 6, 2014;

9           WHEREAS the parties have been meeting and conferring about the allegations in  
10 Travelers’ Complaint;

11           WHEREAS, the parties agree that it will be more efficient, and the Court’s resources are  
12 better served, if the MSC is continued until after Travelers has filed its amended Complaint to  
13 allow the parties additional time to meet and confer further as to these issues;

14           IT IS HEREBY AGREED AND STIPULATED and the parties propose that the Mandatory  
15 Scheduling Conference is continued to February 17, 2014 at 9:30 a.m., along with the following  
16 attendant dates:

- 17           February 3, 2015      Last day to complete Rule 26(f) meeting of counsel; and
- 18           February 10, 2015     Last day to file Joint Scheduling Report.

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DATED: December 23, 2014

THE AGUILERA LAW GROUP APLC

By: /s/ Philip N. Blanco

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A. Eric Aguilera  
Raymond E. Brown  
Philip N. Blanco  
Attorneys for Travelers

DATED: December 23, 2014

PAYNE & FEARS LLP

By: /s/ Jared De Jong

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J. Kelby Van Patten  
Jeffrey M. Hayes  
Jared De Jong  
Attorneys for Centex

**ORDER**

1  
2 IT IS HEREBY ORDERED that the Mandatory Scheduling Conference is continued to  
3 February 17, 2015, at 9:30 a.m., along with the following attendant dates:

4 February 3, 2015 Last day to complete Rule 26(f) meeting of counsel; and

5 February 10, 2015 Last day to file Joint Scheduling Report.

6  
7  
8 IT IS SO ORDERED.

9 Dated: **December 23, 2014**

**/s/ Gary S. Austin**  
UNITED STATES MAGISTRATE JUDGE