

1 Jose M. Sanchez (SBN: 238467)
jsanchez@meyersnave.com
2 CITY OF MODESTO
1010 10th Street, Suite 6300
3 P.O. Box 642
Modesto, CA 95353
4 Telephone: (209) 577-5284
5 Facsimile: (209) 544-8260
6 Deborah J. Fox (SBN: 110929)
dfox@meyersnave.com
7 David Mehretu (SBN: 269398)
dmehretu@meyersnave.com
8 Robert G. Davis (SBN: 304758)
rdavis@meyersnave.com
9 MEYERS, NAVE, RIBACK, SILVER & WILSON
10 1999 Harrison Street, 9th Floor
Oakland, California 94612
11 Telephone: (510) 808-2000
Facsimile: (510) 444-1108
12

13 Attorneys for Defendants
14 CITY OF MODESTO, GALEN CARROLL and
JON EVERSON

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

17 | BALJIT ATHWAL; NAVNEET ATHWAL;
18 | DALJIT ATWAL; and KARAN INC., d/b/a
POP-N-CORK.

19 || Plaintiffs,

V.

21 COUNTY OF STANISLAUS; CITY OF
22 TURLOCK; CITY OF MODESTO; CITY OF
23 CERES; STANISLAUS COUNTY OFFICE
24 OF THE DISTRICT ATTORNEY; KIRK
25 BUNCH; JON EVER; TIMOTHY REDD;
26 DALE LINGERFELT; STEVE JACOBSON;
BIRGIT FLADAGER; GALEN CARROLL;
PAUL EDWARD JONES; DOE COUNTY
OF STANISLAUS EMPLOYEES 1-10; DOE
CITY OF TURLOCK EMPLOYEES 11-20;
DOE CITY OF MODESTO EMPLOYEES
21-30; and DOE CITY OF CERES
EMPLOYEES 31-40.

Defendants

Case No. 1:15-cv-00311-TLN-BAM

**STIPULATION TO EXTEND TIME TO
RESPOND TO FIRST AMENDED
COMPLAINT; ORDER**

Trial Date: None Set

STIPULATION

1. Defendants City of Modesto, Chief Galen Carroll, and Detective Jon Evers (“Modesto Defendants”) and Plaintiffs Baljit Athwal, Navneet Athwal, Daljit Atwal, and Karan, Inc., dba Pop-N-Cork (“Plaintiffs”) (collectively, the “Stipulating Parties”) stipulate as follows:

2. Plaintiffs filed their First Amended Complaint on July 28, 2020. (Dkt. 86.)

3. The Modesto Defendants were served with the First Amended Complaint on July 28, 2020.

4. Based on the date of service, and absent an extension, the latest date for Modesto Defendants to respond to the First Amended Complaint would be August 18, 2020.

10 5. The Modesto Defendants have recently retained new counsel to represent them in
11 this matter and the Modesto Defendants' current counsel will soon be substituting out as counsel
12 of record.

13 6. The Modesto Defendants requests a two-week extension of time within which to
14 respond to the First Amended Complaint on the grounds that its new counsel was recently
15 retained, and responding to the First Amended Complaint will entail review of the record by new
16 counsel before drafting a response to the First Amended Complaint.

17 7. Based on the foregoing, and in an effort to promote more efficient litigation of this
18 case, the Stipulating Parties have agreed that the deadline for Modesto Defendants' response to the
19 First Amended Complaint shall be extended by two weeks to **September 1, 2020**.

IT IS SO STIPULATED.

[Signatures on next page]

1 DATED: August 14, 2020

Respectfully submitted,

2 MEYERS, NAVE, RIBACK, SILVER & WILSON

3
4 By: /s/ Robert G. Davis
5 ROBERT G. DAVIS
6 Attorneys for Defendants
7 CITY OF MODESTO, GALEN CARROLL and
8 JON EVERNS

9
10 DATED: August 14, 2020

MORRISON & FOERSTER LLP

11 By: /s/ Arturo J. Gonzalez
12 ARTURO J. GONZALEZ
13 Attorneys for Plaintiffs
14 BALJIT ATHWAL, NAVNEET ATHWAL,
15 DALJIT ATWAL, and KARAN, INC., dba POP-
16 N-CORK

17 **Attestation of Concurrence in the Filing**

18 The filer, Robert G. Davis, attests that all other signatories listed on whose behalf this
19 filing is submitted concur in the filing's content and have authorized the filing.

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ORDER

IT IS HEREBY ORDERED that, pursuant to the stipulation of the Stipulating Parties, which is recited above, and good cause in support thereof:

4 The deadline for Defendants City of Modesto, Chief Galen Carroll, and Detective Jon
5 Evers's response to the First Amended Complaint shall be extended by two weeks to **September**
6 **1, 2020.**

IT IS SO ORDERED.

DATED: August 17, 2020

Troy L. Nunley
United States District Judge