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Attorneys for Defendant JT2, INC. dba
TODD COMPANIES

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

STARR INDEMNITY & LIABILITY
COMPANY,

Plaintiff,

V.

JT2, INC. dba TODD COMPANIES.

Defendant.

Case No. 1:17-cv-00213-DAD-BAM

**STIPULATION AND [PROPOSED]
ORDER TO FILE FIRST AMENDED
ANSWER AND THIRD PARTY
COMPLAINT**

TO THE HONORABLE BARBARA A. MCAULIFFE, UNITED STATES MAGISTRATE
JUDGE:

Defendant JT2, INC. dba TODD COMPANIES (“JT2”), and Plaintiff, STARR INDEMNITY & LIABILITY COMPANY (“Plaintiff”), by and through their respective counsel, hereby agree and stipulate as follows:

RECITALS

WHEREAS, Plaintiff filed a Complaint for Damages (the "Complaint") on February 14, 2017, in the United States District Court, Eastern District of California, Case Number 1:17-cv-00213.

WHEREAS, Plaintiff filed a First Amended Complaint for Damages (“FAC”) on March 17, 2017.

WHEREAS, IT2 filed an Answer to the EAC on March 24, 2017.

1 WHEREAS, JT2 intends to voluntarily amend its Answer to assert additional affirmative
2 defenses of which it became aware during the course of discovery in the action; and

3 WHEREAS, JT2 intends to file a third-party complaint against a third party defendant for
4 acts and/or omissions of which it became aware during the course of discovery in the action.

5 **STIPULATION:**

6 IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff and JT2 as
7 follows:

8 1. JT2 shall file a First Amended Answer on or before October 31, 2017; and
9 2. JT2 shall file its Third-Party Complaint against a third party defendant on or before
10 October 31, 2017.

11 **IT IS SO STIPULATED.**

12
13 Dated: October 24, 2017

14 By: /s/ Matthew W. Quall
15 Matthew W. Quall, Esq.
QUALL CARDOT LLP
16 Attorneys for Defendant
17 JT2, INC. dba TODD COMPANIES

18 Dated: October 24, 2017

19 By: /s/ Patrick S. Schoenburg
20 Patrick S. Schoenburg, Esq.
21 Wood, Smith, Henning & Berman LLP
22 Attorneys for Plaintiff
23 STARR INDEMNITY & LIABILITY
24 COMPANY

25 Dated: October 24, 2017

26 By: /s/ Ross M. Chinitz
27 Ross M. Chinitz, Esq. (Pro Hac Vice)
28 Starr Insurance Holdings, Inc.
Attorneys for Plaintiff
STARR INDEMNITY & LIABILITY
COMPANY

(PROPOSED) ORDER

Having considered the stipulation of the parties, the record on file in this action, and good cause appearing,

IT IS HEREBY ORDERED THAT:

1. Defendant JT2 shall file a First Amended Answer to the First Amended Complaint on or before October 31, 2017; and

2. JT2 shall file its Third-Party Complaint against a third party defendant on or before October 31, 2017.

IT IS SO ORDERED.

Dated: October 26, 2017

1/s/ Barbara A. McAuliffe

UNITED STATES MAGISTRATE JUDGE