

1 LAW OFFICES OF DAVID R. GREIFINGER
 2 David R. Greifinger (SBN 105242)
 3 15515 Sunset Blvd., No. 214
 4 Pacific Palisades, CA 90272
 Telephone: (424) 330-0193
 Facsimile: (831) 920-4846
 tracklaw@me.com

5 Attorneys for Plaintiffs

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

10 DANIEL SCALES, an individual; ALEX
 11 MAGANA, an individual; and, BRIAN
 12 MARTELLO, an individual,

13 Plaintiffs,

14 vs.

15 BADGER DAYLIGHTING CORP., a
 16 Nevada Corporation,; and DOES 1 – 20,
 inclusive,

17 Defendants.

Case No. 1:17-CV-00222-DAD-JLT

**STIPULATION AND [~~proposed~~] ORDER
 TO CONTINUE SCHEDULING
 CONFERENCE AND TO EXTEND TIME
 TO RESPOND TO COMPLAINT**

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 20 Whereas, a scheduling conference in the above-captioned matter is set for
 21 June 20, 2017, before the Hon. Jennifer L. Thurston, Magistrate Judge;

22 Whereas, on June 1, 2017, the Court granted Defendant’s Motion to Dismiss
 23 as to Plaintiff Daniel Scales but it is unclear to counsel when Defendant must file a
 24 response as to the remaining Plaintiffs Alex Magana and Brian Martello;

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 26 Whereas, the parties and counsel are engaged in good-faith settlement
 27 discussions to settle this entire matter;

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1 Whereas, the parties wish to avoid incurring additional and unnecessary
2 attorneys' fees pending a potential settlement; and

3 Now therefore the parties request that the scheduling conference be
4 continued to July 19, 2017, or as soon thereafter as appropriate for the Court's
5 schedule, and to extend the deadline for Defendant to respond to the Complaint as
6 to the remaining Plaintiffs Alex Magana and Brian Martello up to and including
7 July 11, 2017.
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10 Dated: June 13, 2017

**LAW OFFICES OF DAVID R.
GREIFINGER**

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12 By: /s/ David R. Greifinger
13 DAVID R. GREIFINGER

14 Attorney for Plaintiffs
15 Daniel Scales, Alex Magana, and
16 Brian Martello

17 Dated: June 13, 2017

**ATKINSON, ANDELSON, LOYA,
RUUD & ROMO**

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20 By: /s/ Jon Setoguchi
21 JON M. SETOGUCHI

22 Attorney for Defendant
23 Badger Daylighting Corp.
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[proposed] ORDER

The scheduling conference in the above-captioned matter is continued to
J July 19, 2017, at 8:30 a.m.

Additionally, the deadline for Defendant to respond to the Complaint is
hereby extended up to and including July 11, 2017.

Dated: June 13, 2017



United States District Court
Eastern District of California