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8 Attorneys for Defendants ROCKIE BOGENSCHUTZ
9 and ROCKIE'S CONTAINERS, LLC

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11 **UNITED STATES DISTRICT COURT**
12 **EASTERN DISTRICT OF CALIFORNIA, FRESNO DIVISION**
13

14 NORTHERN CENTRAL
15 DISTRIBUTING, INC., a California
16 corporation dba YOSEMITE HOME
17 DECOR,

18 Plaintiff,

19 v.

20 ROCKIE BOGENSCHUTZ, an individual,
21 ROCKIE'S CONTAINERS, LLC, a
22 California limited liability company, dba Y
23 DÉCOR and YOSEMITE DÉCOR,

24 Defendants.
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Case No.: 1:17-cv-01351-AWI-EPG

26 **STIPULATION AND ORDER**
27 **CONTINUING HEARING DATE ON**
28 **MOTION FOR AN ORDER TO**
SHOW CAUSE RE CONTEMPT

Current Hearing Date: June 11, 2018
New Hearing Date: June 25, 2018

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

Plaintiff Northern Central Distributing, Inc. ("**Plaintiff**") and Defendants
Rockie Bogenschutz and Rockie's Containers, LLC ("**Defendants**") (collectively, the
"**Parties**") stipulate to continue the hearing on the Motion for an Order to Show Cause
Re Contempt currently on calendar for June 11, 2018 to June 25, 2018.

As the court is already aware, counsel for Defendants was injured in a
serious accident on March 26, 2018 when he broke bones in both legs and feet. Counsel
is able to do some work, but approximates that he can only work at about 50% of his

1 previous capacity. Due to his condition, defense counsel has largely been unable to
2 meet with clients, and has not been able to meet with the client with respect to the
3 instant motion. Counsel's injuries are such that he needs additional time to prepare the
4 opposition, and the Parties have agreed to a continuance of the hearing in order to allow
5 this additional time.

6 This stipulation is not intended to impact, curtail or stop the accrual of any
7 penalties that may be assessed by the court, but is being entered into at the request of
8 counsel for defendant to accommodate his limitations due to his significant physical
9 injuries.

10 Dated: May 22, 2018

MOTSCHIEDLER, MICHAELIDES,
WISHON, BREWER & RYAN, LLP

13 By: /s/Russell K. Ryan
14 Russell K. Ryan, Attorneys for
15 Defendants Rockie Bogenschutz
and Rockie's Containers, LLC

16 Dated: May 22, 2018

DOWLING AARON INCORPORATED

18 By: /s/Stephanie Hamilton Borchers
19 Stephanie Hamilton Borchers,
20 Attorneys for Plaintiff Northern
Central Distributing, Inc.

21 **ORDER**

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23 IT IS SO ORDERED.

24 Dated: May 22, 2018


25 SENIOR DISTRICT JUDGE

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