


FILED
OCT 18 2018
CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
BY  DEPUTY CLERK

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8 Attorney for
9 NAUTILUS INSURANCE COMPANY

10 UNITED STATES DISTRICT COURT

11 EASTERN DISTRICT OF CALIFORNIA – FRESNO DIVISION

12
13 NAUTILUS INSURANCE COMPANY,

14 Plaintiff,

15 v.

16 LA NUEVA ESTRELLA, LLC; JENNIFER
17 JUDITH RIVERA NUNEZ, by and through
her Guardian ad Litem Diafra Rivera Cruz;
18 IMELDA RAMIREZ CARRILLO; MARIA
LILIA RAMIREZ CARRILLO, individually
19 and as Guardian ad Litem for ANAYELI
20 PEREZ RAMIREZ and LUIS ANGEL
PEREZ RAMIREZ, minors; ADELINA
21 CAMPOS DE MORALES, individually and
on behalf of the Estate of Jose Morales
22 Campos, deceased; JOSE MORALES
CAMPOS (son of decedent Jose Morales
23 Campos); EVA MARIE TAMAYO; ANA I.
24 LEYVA; FERNANDO MORALES
CAMPOS; VICTOR ARTEAGA; VICTOR
25 HERNANDEZ SANTOS; GIOVANNA
VAZQUEZ MARTINEZ; CARMELO
26 GONZALEZ SANCHEZ; FLORINA LOPEZ
DE RUIZ; and MARIA CONSUELO
27 OLIVARES OCHOA,
28

Case No. 1:18-CV-00206-LJO-EPG

**JOINT STIPULATION TO CONTINUE
SCHEDULING CONFERENCE**

1 Defendants:

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

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5 PLEASE TAKE NOTICE that Plaintiff Nautilus Insurance Company (“Nautilus”), by
6 and through its attorneys of record Selman Breitman, LLP, Defendant La Nueva Estrella, LLC,
7 by and through their attorneys of record Arthofer & Tonkin, Defendant Jennifer Judith Rivera
8 Nunez, by and through her Guardian ad Litem Diafra Rivera Cruz, by and through her attorney
9 of record the Law Offices of Jake D. Finkel, APC, Defendants Imelda Ramirez Carrillo, Maria
10 Lilia Ramirez Carrillo, Anayeli Perez Ramirez, and Luis Angel Perez Ramirez (on behalf of
11 Fernando Ramirez, deceased, and Petra Carrillo, deceased), by and through their attorneys of
12 record Perez, Williams, Medina & Rodriguez, LLP, Defendants Adelina Campos de Morales,
13 individually and on behalf of the Estate of Jose Morales Bravo, Jose Morales Campos, Eva
14 Marie Tamayo, Ana I. Leyva, and Fernando Morales Campos (on behalf of Jose Morales Bravo,
15 deceased), by and through their attorney of record Shane Law, Defendants Victor Arteaga,
16 Victor Hernandez Santos, Giovanna Vazquez Martinez, Carmelo Gonzales Sanchez, Florina
17 Lopez de Ruiz, and Maria Consuelo Olivares Ochoa, by and through their attorneys of record
18 Law Offices of Brown & Gessell, (all parties are collectively, the “Parties”), hereby enter into
19 the following stipulation to continue the Initial Scheduling Conference in this matter presently
20 set for October 22, 2018.

20

RECITALS:

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22 WHEREAS Defendant Jennifer Judith Rivera Nunez, by and through her Guardian ad
23 Litem Diafra Rivera Cruz, filed a Complaint on August 22, 2016 in Merced Superior Court, Case
24 No. 16CV-02493, styled *Rivera v. Autobuses Coordinados U.S.A., Inc., et al.*

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25 WHEREAS Defendants Imelda Ramirez Carrillo, Maria Lilia Ramirez Carrillo, Anayeli
26 Perez Ramirez and Luis Angel Perez Ramirez (on behalf of Fernando Ramirez, deceased and
27 Petra Carrillo, deceased), filed a Complaint on September 1, 2016 in Merced Superior Court,
28 Case No. 16CV-02569, styled *Carrillo, et al. v. Vasquez, et al.* Defendants also filed a separate

28

1 action in Merced Superior Court, Case No. 18CV-03019.

2 **WHEREAS** Defendants Adelina Campos de Morales, individually and on behalf of the
3 Estate of Jose Morales Bravo, Jose Morales Campos, Eva Marie Tamayo, Ana I. Leyva, and
4 Fernando Morales Compos (on behalf of Jose Morales Bravo, deceased), filed a Complaint on
5 September 23, 2016 in Merced Superior Court, Case No. 16CV-02876, styled *Campos v.*
6 *Autobuses*.

7 **WHEREAS** Defendants Victor Arteaga, Victor Hernandez Santos, Giovanna Vazquez
8 Martinez, Carmelo Gonzalez Sanchez, Florina Lopez de Ruiz, and Maria Consuelo Olivares
9 Ochoa, filed a Complaint on October 27, 2016 in Merced Superior Court, Case No. 16CV-
10 03274, styled *Artega, et al. v. Vasquez et al.*

11 **WHEREAS** Nautilus filed a Complaint on February 8, 2018 in United States District
12 Court, Eastern District of California – Fresno Division, Case No. 1:18-CV-00206-LJO-EPG,
13 styled *Nautilus Insurance Company v. La Nueva Estrella, LLC, et al.*

14 **WHEREAS** there is a mediation in the Underlying Action set for November 6, 2018, at
15 which all parties will be present and may resolve this matter.

16 **WHEREAS** the parties agree to continue the initial scheduling conference from
17 October 22, 2018 at 9:30 a.m. to January 10, 2019 at 10:30 a.m.

18 **STIPULATION:**

19 Based on the foregoing recitals, the Parties, by and through their respective attorneys of
20 record, hereby stipulate and request that the Court continue the initial scheduling conference in
21 this matter to January 10, 2019, at 10:30 a.m.

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DATED: October 17, 2018

NATHANIEL S.G. BRAUN
SELMAN BREITMAN LLP

/s/ -- Nathaniel Braun
By: _____
NATHANIEL S.G. BRAUN
Attorney for NAUTILUS INSURANCE
COMPANY

DATED: October 17, 2018

KENNETH B. ARTHOFER
ARTHOFER & TONKIN LAW OFFICES

/s/ -- Kenneth Arthofer
By: _____
KENNETH B. ARTHOFER
Attorney for LA NUEVA ESTRELLA, LLC

DATED: October 17, 2018

JAKE D. FINKEL
LAW OFFICES OF JAKE D. FINKEL, APC

/s/ -- Jake Finkel
By: _____
JAKE D. FINKEL
Attorney for JENNIFER JUDITH RIVERA
NUNEZ, by and through her Guardian ad Litem
Diafra Rivera Cruz

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DATED: October 17, 2018

ANTONIO RODRIGUEZ, JR.
PEREZ WILLIAMS MEDINA RODRIGUEZ,
LLP

/s/ -- Antonio Rodriguez Jr.

By: _____
ANTONIO RODRIGUEZ, JR.
Attorney for IMELDA RAMIREZ CARRILLO,
MARIA LILIA RAMIREZ CARRILLO,
ANAYELI PEREZ RAMIREZ, LUIS ANGEL
PEREZ RAMIREZ (on behalf of Fernando
Ramirez, deceased, and Petra Carrillo,
deceased)

DATED: October 17, 2018

DAVID R. SHANE
SHANE LAW

/s/ -- David Shane

By: _____
DAVID R. SHANE
Attorney for ADELINA CAMPOS DE
MORALES, individual and on behalf of the
estate of Jose Morales Bravo, JOSE MORALES
CAMPOS, EVA MARIE TAMAYO, ANA I.
LEYVA, and FERNANDO MORALES
CAMPOS (on behalf of Jose Morales Bravo,
deceased)

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DATED: October 17, 2018

DOUGLAS A. GESSELL
LAW OFFICES OF BROWN & GESSELL

/s/ -- Douglas A. Gessell

By: _____
DOUGLAS A. GESSELL
Attorney for VICTOR ARTEAGA, VICTOR
HERNANDEZ SANTOS, GIOVANNA
VAZQUEZ MARTINEZ, CARMELO
GONZALES SANCHEZ, FLORINA LOPEZ
DE RUIZ, and MARIA CONSUELO
OLIVARES OCHOA

I attest that all electronic signatories listed above, and on whose behalf this stipulation is submitted, concur in the stipulation's content and have authorized the filing of this stipulation.

DATED: October 17, 2018

SELMAN BREITMAN LLP

/s/ -- Nathaniel Braun

By: _____
ALAN B. YUTER
NATHANIEL S.G. BRAUN
MICHAEL B. GELFOUND
Attorneys for Plaintiff NAUTILUS
INSURANCE COMPANY

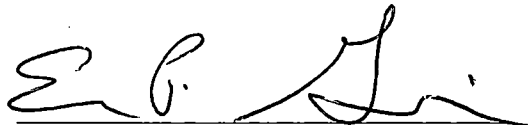
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[PROPOSED] ORDER

Having considered the stipulation of all the parties to this action, the Court finds that good cause exists to approve the stipulation and that the Initial Scheduling Conference in this matter be set for January 10, 2019 at 10:30 a.m.

IT IS SO ORDERED

DATED: Oct. 18, 2018



JUDGE OF THE U.S. DISTRICT COURT