

GWILLIAM IVARY CHIOSSO CAVALLI & BREWER
ATTORNEYS AT LAW
A Professional Corporation
1999 Harrison St., Suite 1600, Oakland, CA 94612

1 J. Gary Gwilliam, Esq. (State Bar No. 33430)
Randall E. Strauss, Esq. (State Bar No. 168363)
2 Jayme L. Walker, Esq. (State Bar No. 273159)
Angelina M. Austin, Esq. (State Bar No. 336250)
3 GWILLIAM, IVARY, CHIOSSO, CAVALLI & BREWER
1999 Harrison Street, Suite 1600
4 Oakland, CA 94612-3528
Telephone: (510) 832-5411
5 Facsimile: (510) 832-1918
Email: ggwilliam@giccb.com; rstrauss@giccb.com; jwalker@giccb.com,
6 aaustin@giccb.com

7 *Attorneys for Plaintiffs*
ESTATE OF FRANK CARSON; GEORGIA DEFILIPPO; CHRISTINA DEFILIPPO; &
8 EDUARDO QUINTANAR, JR.

10 UNITED STATES DISTRICT COURT
11 EASTERN DISTRICT OF CALIFORNIA

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13 ESTATE OF FRANK CARSON AND
GEORGIA DEFILIPPO, as an individual and
14 as successor in interest to FRANK CARSON,
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Plaintiffs,
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vs.
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18 COUNTY OF STANISLAUS, CITY OF
MODESTO, BIRGIT FLADAGER,
MARLISSA FERREIRA, DAVID HARRIS;
19 KIRK BUNCH, STEVE JACOBSON, JON
EVERS, CORY BROWN, and DOES 1-25,
20 inclusive,
21
Defendants.

Case No. 1:20-CV-00747-TLN-BAM
**JOINT STIPULATION AND ORDER
TO CONTINUE OPPOSITION AND REPLY
DATES IN CONNECTION WITH
DEFENDANTS' MOTIONS TO DISMISS
THE SECOND AMENDED COMPLAINT OF
THE ESTATE OF FRANK CARSON AND
THE THIRD AMENDED COMPLAINTS OF
GEORGIA DEFILIPPO, CHRISTINA
DEFLIPPO, AND EDUARDO QUINTANAR**

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23 GEORGIA DEFILIPPO AND CHRISTINA
DEFILIPPO,
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Plaintiffs,
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vs.
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27 COUNTY OF STANISLAUS, CITY OF
MODESTO, BIRGIT FLADAGER,
MARLISSA FERREIRA, DAVID HARRIS;
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Case No. 1:18-cv-00496-TLN-BAM

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KIRK BUNCH, STEVE JACOBSON, JON
EVERS, CORY BROWN, and DOES 1-25,
inclusive,

Defendants.

EDUARDO QUINTANAR, JR.,

Plaintiffs,

vs.

COUNTY OF STANISLAUS, CITY OF
MODESTO, BIRGIT FLADAGER,
MARLISSA FERREIRA, DAVID HARRIS;
KIRK BUNCH, STEVE JACOBSON, JON
EVERS, CORY BROWN, and DOES 1-25,
inclusive,

Defendants.

Case No. 1:18-cv-01403-TLN-BAM

Plaintiffs ESTATE OF FRANK CARSON; GEORGIA DEFILIPPO; CHRISTINA
DEFILIPPO; EDUARDO QUINTANAR, JR.; (“Plaintiffs”); and defendants COUNTY OF
STANISLAUS; BIRGIT FLADAGER; MARLISSA FERREIRA; DAVID HARRIS; KIRK
BUNCH; STEVE JACOBSON; and CORY BROWN; (“Defendants”) through their respective
counsel, hereby agree and stipulate as follows:

1. WHEREAS Plaintiffs have been served with three separate Motions to Dismiss;
2. WHEREAS Jayme L. Walker, lead counsel for Plaintiffs CARSON; the
DEFILIPPOES; and QUINTANAR is presently in trial in the Northern District (beginning on
November 7, 2022 and expected to last at least through November 21, 2022);
3. WHEREAS, Jayme L. Walker, lead counsel for Plaintiffs ESTATE OF
CARSON; the DEFILIPPOES; and QUINTANAR has recently been diagnosed with COVID-19,
potentially extending the dates of the above referenced trial;
4. WHEREAS Angelina M. Austin, co-counsel for Plaintiffs CARSON; the
DEFILIPPOES; and QUINTANAR, will be out of the country on a scheduled vacation from

1 November 21, 2022 through December 2, 2022;

2 5. All parties agree that the deadline for opposing Defendants' motions to dismiss be
3 continued to December 30, 2022;

4 6. Defendants' Reply Briefs shall be filed no later than January 26, 2023.

5 7. That the Hearing for the Motions to Dismiss presently set for January 12, 2023 be
6 continued to February 9, 2023 at 2:00p.m.

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1 The stipulated briefing schedule is as follows:

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3 Plaintiffs' Opposition to Defendants' FRCP 4 12(b)(6) Motions to Dismiss	December 30, 2022
5 Defendants' Replies (if any)	January 26, 2023
6 Hearing Date	February 9, 2023 at 2:00p.m.

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8 IT IS SO STIPULATED.

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10 DATE: November 14, 2022

GWILLIAM, IVARY, CHIOSSO, CAVALLI & BREWER

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/s/ Angelina M. Austin

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J. Gary Gwilliam

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Randall E. Strauss

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Jayme L. Walker

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Angelina M. Austin

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Attorneys for Plaintiffs

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ESTATE OF FRANK CARSON , GEORGIA

DEFILIPPO, CHRISTINA DEFILIPPO AND

EDUARDO QUINTANAR, JR.

18

DATE: November 14, 2022

PORTER SCOTT

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A PROFESSIONAL CORPORATION

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*/s/ John Whitefleet**

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John R. Whitefleet

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Attorneys for Defendants

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COUNTY OF STANISLAUS, STANISLAUS

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COUNTY OFFICE OF THE DISTRICT

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ATTORNEY, BIRGIT FLADAGER, MARLISSA

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FERRIERA, DAVID HARRIS, KIRK BUNCH,

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STEVE JACOBSON, CORY BROWN

* Parties have consented to use of their electronic signature.

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ORDER

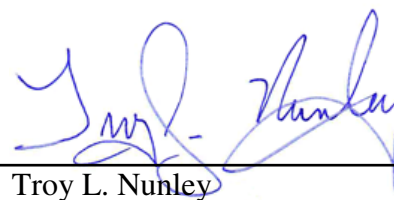
Pursuant to the stipulation of the parties:

The stipulated briefing schedule is as follows:

Plaintiffs' Opposition to Defendants' FRCP 12(b)(6) Motions to Dismiss	December 30, 2022
Defendants' Replies (if any)	January 26, 2023
Hearing Date	February 9, 2023 at 2:00p.m.

IT IS SO ORDERED.

Dated: November 14, 2022



Troy L. Nunley
United States District Judge