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14 **UNITED STATES DISTRICT COURT**
15 **EASTERN DISTRICT OF CALIFORNIA, FRESNO DIVISION**

16 NAUTILUS INSURANCE
17 COMPANY, a corporation,

18 Plaintiff,

19 vs.

20 ELVIA GONZALEZ; GERARDO L.,

21 Defendants.

CASE No. 1:20-cv-01675-NONE-JLT

**JOINT STIPULATION TO
CONTINUE MANDATORY
SCHEDULING CONFERENCE;
ORDER; [PROPOSED] ORDER**

(Doc. 13)

1 Plaintiff Nautilus Insurance Company (“Plaintiff”) and Defendant Elvia
2 Gonzalez, by and through their counsel of record, respectfully submit this Joint
3 Stipulation to Continue the Mandatory Scheduling Conference currently set for
4 April 27, 2021.

5 **RECITALS**

6 WHEREAS, Plaintiff filed the operative First Amended Complaint (“FAC”)
7 in this case on January 11, 2021 (Dkt. 5);

8 WHEREAS, Defendants Elvia Gonzalez and Gerardo L. were both personally
9 served with the FAC on February 18;

10 WHEREAS, on March 22, Plaintiff filed a Request to Clerk for Entry of
11 Default with respect to Gerardo L. (Dkt. 11) and a Clerk’s Certificate of Entry of
12 Default was entered on March 22, 2021 (Dkt. 12);

13 WHEREAS, Defendant Gonzalez’s counsel requested an 28-day extension of
14 time to respond to the FAC, which Plaintiff agreed to, making Ms. Gonzalez’s
15 response due on April 7, 2021;

16 WHEREAS, at the parties’ request, the Court continued the Mandatory
17 Scheduling Conference that was scheduled for February 23, 2021, to April 27, 2021;

18 WHEREAS, counsel for Plaintiff and Ms. Gonzalez continue to negotiate to
19 reach a resolution of this case;

20 WHEREAS, given Gerardo L.’s default and the ongoing negotiations between
21 Plaintiff and Ms. Gonzalez, there is good cause to continue the Mandatory
22 Scheduling Conference by another 60 days to potentially narrow the issues that need
23 to be discussed at the scheduling conference or resolve this case altogether; and

24 WHEREAS, McLeod Law Group has been coverage counsel for Defendant
25 Gonzalez in a related action and to negotiate with Plaintiff but has not been
26 specifically retained to appear for Ms. Gonzalez in this action and thus it executes
27 the stipulation below purely in those capacities and not as counsel of record for Ms.
28 Gonzalez in this action.

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ORDER

Having reviewed the foregoing Stipulation, and good cause appearing, the Court hereby orders that the Mandatory Scheduling Conference shall be continued from April 27, 2021, to June 25, 2021, at 8:30 a.m. before U.S. Magistrate Judge Jennifer L. Thurston.

The Court does not anticipate that it will again continue the scheduling conference.

IT IS SO ORDERED.

Dated: March 30, 2021

/s/ Jennifer L. Thurston
CHIEF UNITED STATES MAGISTRATE JUDGE