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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO

FEDERAL DEPOSIT INSURANCE CORPORATION as Receiver for INDYMAC BANK, F.S.B.,

Plaintiff,

vs.

RICHARD K. VARRASSO dba Richard Varrasso and Associates and AppraisalTrust.com, an individual; PREMIER VALLEY, INC. dba CENTURY 21 M&M ASSOCIATES, a California corporation; and KAREN BHATTI, an individual,

Defendants.

Case No. CIV. 2:11-2628 WBS CKD

STIPULATION AND PROPOSED ORDER TO MODIFY SCHEDULING ORDER; ORDER [PROPOSED]

Honorable William B. Shubb

Trial: April 16, 2013

STIPULATION

The parties, by and through their counsel of record, hereby stipulate and seek an order modifying this Court’s Pretrial Scheduling Order in light of the following circumstances: (1) this Court’s Order granting Defendants’ Motion for Leave to File a Third Party Complaint and providing until March 3, 2013 to serve the third party defendants (Document 68); (2) the

1 delay in the issuance of the summonses with the filing of the Third Party
2 Complaint of Defendant Premier Valley, Inc.; (3) the recent appearance of
3 Third Party Defendants Josie Rich, Sophie Reisiyannejad and Emmanuel
4 Kim; and (4) the anticipated appearances of additional third party
5 defendants served with this action. At present, the final pretrial conference
6 is scheduled for February 19, 2013 and trial is scheduled to commence on
7 April 16, 2013.

8
9 The parties have agreed that additional time is necessary to conduct
10 discovery before trial. The parties therefore seek trial and related deadlines
11 scheduled based upon a 10 month trial continuance to February 10, 2014.
12 Such a continuance would allow for adequate time for the newly added
13 parties to receive, review and analyze the parties' initial and supplemental
14 Rule 26 disclosures, all previous discovery requests and responses, all
15 previously produced documents, and all deposition transcripts, evaluate the
16 facts and law for purposes of trial and settlement, add any necessary
17 additional parties, conduct necessary discovery, including written discovery
18 and percipient witness depositions, retain and depose experts, file any
19 dispositive motions, and prepare for trial.

20 Therefore, the parties hereby stipulate and respectfully request that
21 the Court modify its current Scheduling Order as proposed below.

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Event	Proposed Date
Discovery & Pleading	
Initial Rule 26 (a) Disclosures by New Parties and Production of Prior Discovery	Within 30 days of receipt of Supplemental Rule 26 (d) and (e) Disclosure by Third Party Plaintiff and

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	all prior discovery, including deposition transcripts
Meet & Confer re Discovery Plan	Within 14 days after Initial Rule 26 (a) Disclosures by New Parties and Production of Prior Discovery
Last Day to move to Amend Pleadings	July 31, 2013
Last Day to move to Join Additional Parties	July 31, 2013
Expert Disclosures & Discovery	
Opening Expert Reports	August 13, 2013
Rebuttal Expert Reports	September 10, 2013
Expert Discovery Cut-Off	October 29, 2013
Dispositive Motions	
Last Day for Hearing on Dispositive Motions, if any	December 2, 2013
Trial	
Final Pretrial Conference	January 21, 2014 at 2:00 p.m.
Jury Trial	March 25, 2014 at 9:00 a.m.

IT IS HEREBY ORDERED: The Court adopts the trial date and related deadlines as set forth above and modifies its Scheduling Order in accordance therewith.

1 **IT IS SO STIPULATED.**

2
3 DATED: January 28, 2013

GCA LAW PARTNERS LLP

4 By: /s/ Susan Condon
5 SUSAN CONDON
6 Attorney for Plaintiff FEDERAL
7 DEPOSIT INSURANCE
8 CORPORATION as RECEIVER for
9 INDYMAC BANK, F.S.B.
(as Authorized on January 28, 2013)

10 DATED: January 28, 2013

TRIEBSCH & FRAMPTON

11 By: /s/ Cory B. Chartrand
12 CORY B. CHARTRAND
13 Attorneys for Defendants PREMIER
14 VALLEY, INC., DBA CENTURY
15 21 M&M AND ASSOCIATES, and
16 KAREN BHATTI
(as Authorized on January 28, 2013)

17 DATED: January 28, 2013

Richard Varrasso

18 By: /s/ Richard Varrasso
19 Appearing Pro Se
20 (as Authorized on January 28, 2013)

21
22 DATED: January 30, 2013

Emmanuel Kim

23 By: /s/ Emmanuel Kim
24 Appearing Pro Se
25 (as Authorized on January 30, 2013)

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DATED: January 28, 2013

LAW OFFICES OF S. MIYAKE

By: /s/ Steven S. Miyake
Steven S. Miyake
Attorneys for Defendant
JOSIE RICH
(as Authorized on January 28, 2013)

DATED: January 28, 2013

WEYAND LAW FIRM, A
Professional Corporation

By: /s/ Alexander M. Weyand
Alexander M. Weyand
Attorneys for Defendant
SOPHIE REISIYANNEJAD
(as Authorized on January 28, 2013)

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: January 30, 2013



WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE