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8	COMPANY f/k/a USF INSURANCE COMPANY			
9	UNITED STATES DISTRICT COURT			
10	EASTERN DISTRICT OF CALIFORNIA			
11	SACRAMENTO DIVISION			
12				
13	ATAIN SPECIALTY INSURANCE	Case No. 2:14-cv-00609-TLN-DAD		
14	COMPANY f/k/a USF INSURANCE COMPANY, a Michigan corporation,	STIPULATION TO EXTEND DEADLINES		
15	Plaintiff,	TO FILE AND SERVE REBUTTAL EXPERT REPORTS; ORDER THEREON		
16	v.	Judge: Hon. Troy L. Nunley		
17	SIERRA PACIFIC MANAGEMENT	Magistrate Judge: Hon Dale A. Drozd		
18	COMPANY, a California corporation; CALIFORNIA CAPITAL INSURANCE			
19	COMPANY, a California corporation Defendants.			
20	Defendants.			
21	CALIFORNIA CAPITAL INSURANCE			
22	COMPANY, a California corporation Counterclaimant,			
23	,			
24	V.			
25	ATAIN SPECIALTY INSURANCE COMPANY f/k/a USF INSURANCE COMPANY, a Michigan corporation			
26	Counterdefendant.			
27				
28				
	STIPULATION TO EXTEND REBUTTAL EXPERT DEADLINES; ORDER THEREON	CASE NO. 2:14-CV-00609-TLN-DAD		

1 2	CALIFORNIA CAPITAL INSURANCE COMPANY, a California corporation		
3	Third Party Plaintiff,		
4			
5	V. IEDDY LEE I DETTY LEE		
	JERRY LEE and BETTY LEE,		
6	Third Party Defendants.		
7	Plaintiff and Counter-Defendant ATAIN SPECIALTY INSURANCE COMPANY f/k/a		
9	USF INSURANCE COMPANY ("Atain") and Defendant/Counterclaimant CALIFORNIA		
10	CAPITAL INSURANCE COMPANY ("California Capital"), and Third Party Defendants		
11	JERRY LEE and BETTY LEE (the "Lees"), through their respective counsel of record, hereby		
12	enter into the following stipulation regarding the deadlines for rebuttal expert reports, and agree		
13	as follows:		
14	WHEREAS, the Court's Pretrial Scheduling Order originally set July 30, 2015 as the		
15	last date to designate expert witnesses;		
16	WHEREAS, the Court's Pretrial Scheduling Order also stated that: "Within twenty (20)		
17	days after the designation of expert witnesses, any party may designate a supplemental list of		
18	expert witnesses who will express an opinion on a subject covered by an expert designated by		
19	an adverse party." (Docket 27.)		
20	WHEREAS, on August 4, 2015, the Court entered an Order based on the parties'		
21	stipulation, which modified the expert disclosure deadlines such that the last day to designate		
22	expert witnesses was August 14, 2015 and the last date to designate rebuttal experts was extende		
23	to September 3, 2015 (Docket 40).		
24	WHEREAS, on August 4, 2015, California Capital disclosed James P. Schratz as a		
25	retained expert that California Capital intends to call to testify at trial in this matter, and provide		
26	with its disclosure a copy of Mr. Schratz's expert report.		
27	WHEREAS, Atain did not designate an expert on the date set for expert witness		
28	disclosures, but intends to designate a rebuttal expert in response to California Capital's		
	STIPULATION TO EXTEND REBUTTAL 2 GASE NO. 2.14 GW 20.000 TIN DAD		

1	designation of Mr. Schratz.		
2	WHEREAS, due to the volume of materials identified in Mr. Schratz's report, Atain's		
3	rebuttal expert will need additional time beyond the September 3, 2015 rebuttal expert		
4	designation deadline to complete a rebuttal expert report.		
5	WHEREAS, the additional time required for Atain to file and serve its rebuttal expert		
6	report (two weeks) will not impact any of the remaining pretrial dates identified in the Court's		
7	Pretrial Scheduling Order in this action.		
8	STIPULATION		
9	Atain, California Capital, and the Lees hereby agree to and stipulate to each of the		
10	following:		
11	1. The last day for the parties to identify rebuttal experts by name remains September		
12	3, 2015.		
13	2. The last day to file and serve rebuttal expert reports is extended to September 17 ,		
14	2015.		
15	IT IS SO STIPULATED, by and between Atain, California Capital, and the Lees, by		
16	and through their respective counsel.		
17	Dated: August 24, 2015 ARCHER NORRIS		
18	/s/ Andrew J. King		
19	GailAnn Y. Stargardter Andrew J. King		
20	Andrew J. King Attorneys for Plaintiff and Counterdefendant ATAIN SPECIALTY INSURANCE COMPANY		
21	f/k/a USF INSURANCE COMPANY		
22	Dated: August 24, 2015 GRANT, GENOVESE & BARATTA, LLP		
23	/s/ Lance D. Orloff (as authorized on 8/21/15)		
24	James M. Baratta Lance D. Orloff		
25	Attorneys for Defendant/Counterclaimant CALIFORNIA CAPITAL INSURANCE		
26	COMPANY		
27			
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	STIPULATION TO EXTEND REBUTTAL 2 GASTANO 2 14 GW 20 CO TRAIN DAD		

1	1 Dated: August 24, 2015 SPINEL	LI, DONALD & NOTT
2	2 /s/ Sean Ross R	M. Patrick (as authorized on 8/24/15) Nott
3	3 Sean M.	Patrick s for Third Party Defendants JERRY LEE
4	4 and BET	TY LEE
5	5 ORDER	
6	6	
7	Pursuant to the parties' stipulation, IT IS SO ORDERED.	
8	8 Dated: August 26, 2015	^
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10		My - Munday
11		Troy L. Nunley
12		United States District Judge
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