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DEAN RICHARDS MARKS
and SARILEE MARKS
9

10 UNITED STATES DISTRICT COURT
11 FOR THE EASTERN DISTRICT OF CALIFORNIA
12 SACRAMENTO DIVISION
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14 PLATTE RIVER INSURANCE COMPANY,
a Nebraska corporation,

15 Plaintiff,

16 v.

17 PREMIER POWER RENEWABLE
ENERGY, INC., a California corporation;
18 DEAN RICHARDS MARKS, an individual;
19 and SARILEE MARKS, an individual,

20 Defendants.
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Case No. 2:14-CV-01666-WBS-EFB

**STIPULATION AND [PROPOSED]
ORDER SETTING ASIDE DEFAULT**

1 Plaintiff Platte River Insurance Company (“Plaintiff”) and Defendants Dean Richards
2 Marks and Sarilee Marks (“Defendants”), by and through their attorneys, agree as follows:

3 WHEREAS Plaintiff filed a Complaint against Defendants in the Eastern District of
4 California on July 15, 2014;

5 WHEREAS Defendants were served with the Summons and Complaint on August 8, 2014;

6 WHEREAS Defendants did not respond to the Complaint by August 29, 2014;

7 WHEREAS Plaintiff requested Entry of Default against Defendants, and Default was
8 entered against Defendants by the Clerk on September 3, 2014;

9 WHEREAS the parties have stipulated to set aside the Entry of Default against
10 Defendants;

11 IT IS THEREFORE STIPULATED that the Default entered September 3, 2014 against
12 Defendant Dean Richards Marks, and the Default entered September 3, 2014 against Defendant
13 Sarilee Marks, are set aside; Defendants will file an Answer to the Complaint on or before
14 September 18, 2014.

15 Dated: September 9, 2014

16 WOLKIN CURRAN, LLP

17
18 By /s/ James D. Curran (authorized on September 9, 2014)

19 JAMES D. CURRAN
20 Attorney for Plaintiff
21 PLATTE RIVER INSURANCE COMPANY

22 Dated: September 9, 2014

23 SLATER HERSEY & LIEBERMAN LLP

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25 By /s/ Mark K. Slater

26 MARK K. SLATER
27 Attorney for Defendants
28 DEAN RICHARDS MARKS and
SARILEE MARKS

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ORDER

GOOD CAUSE HAVING BEEN SHOWN AND THE PARTIES HAVING STIPULATED TO THE SAME, the Court finds the above-stated STIPULATION is sanctioned by the Court and shall be and now is the Order of the Court. The Default entered against Defendant Dean Richards Marks on September 3, 2014, is hereby set aside. The Default entered against Defendant Sarilee Marks on September 3, 2014, is hereby set aside. Defendant Dean Richards Marks and Defendant Sarilee Marks will file an Answer to the Complaint on or before September 18, 2014.

IT IS SO ORDERED.

Dated: September 10, 2014



WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE