

1 C. Brandon Wisoff (State Bar No. 121930)
2 bwisoff@fbm.com
3 Alexander M. Porcaro (State Bar No. 281185)
4 aporcaro@fbm.com
5 Farella Braun + Martel LLP
6 235 Montgomery Street, 17th Floor
7 San Francisco, CA 94104
8 Telephone: (415) 954-4400
9 Facsimile: (415) 954-4480

10 Attorneys for Defendant
11 DELL FINANCIAL SERVICES, LLC

12 UNITED STATES DISTRICT COURT OF CALIFORNIA
13 EASTERN DISTRICT

14 FLOSERFIDA GARFIL,

15 Plaintiff,

16 v.

17 DELL FINANCIAL SERVICES, LLC,
18 foreign limited liability company; and DOES
19 1 to 10, inclusive,

20 Defendants.

Case No. 14-cv-01729-GEB-AC

**STIPULATION AND [PROPOSED]
ORDER TO EXTEND TIME TO
RESPOND TO COMPLAINT (L.R. 144)**

Complaint filed: July 22, 2014
Complaint served: August 11, 2014
Current response date: December 31, 2014
New response date: January 30, 2015

21 Plaintiff FLOSERFIDA GARFIL (“Plaintiff”) and Defendant DELL FINANCIAL
22 SERVICES, LLC (“Defendant”), by and through their respective counsel, hereby stipulate and
23 agree as follows:

24 WHEREAS, on July 22, 2014, Plaintiff filed her Complaint in this action;

25 WHEREAS, on August 11, 2014, Plaintiff served Defendant with a copy of the Complaint
26 and Summons in a Civil Action;

27 WHEREAS, pursuant to Federal Rule of Civil Procedure 12(a), Defendant initially needed
28 to file and serve a response to Plaintiff’s Complaint on or before September 2, 2014;

1 WHEREAS, pursuant to stipulation filed on August 22, 2014, the parties extended the
2 time for Defendant's response by 28 days, to and including September 30, 2014, as authorized by
3 Local Rule 144 without Court order;

4 WHEREAS, pursuant to stipulation and Court order entered on September 24, 2014, the
5 time for Defendant's response was further extended to October 31, 2014;

6 WHEREAS, pursuant to stipulation and Court order entered on October 23, 2014, the time
7 for Defendant's response was further extended to December 31, 2014;

8 WHEREAS, the parties are engaged in settlement discussions and wish to continue those
9 discussions before Defendant must prepare and file a response to Plaintiff's Complaint;

10 WHEREAS, the parties also are discussing amending the pleadings and possible
11 arbitration if this matter should not settle;

12 WHEREAS both parties have agreed that good cause exists to extend the time for
13 Defendant to respond to Plaintiff's Complaint to and including January 30, 2015;

14 NOW, THEREFORE, THE PARTIES HEREBY AGREE AND STIPULATE THAT
15 Defendant shall have to and including January 30, 2015, to move, answer, or otherwise respond to
16 Plaintiff's Complaint.

17 IT IS SO STIPULATED.

18
19 Dated: December 19, 2014

FARELLA BRAUN + MARTEL LLP

20 By: /s/ Alexander M. Porcaro
Alexander M. Porcaro

21 Attorneys for Defendant
22 DELL FINANCIAL SERVICES, LLC

23
24 Dated: December 19, 2014

PRICE LAW GROUP, APC

25 By: /s/ Stuart M. Price (as authorized on Dec. 19, 2014)
Stuart M. Price

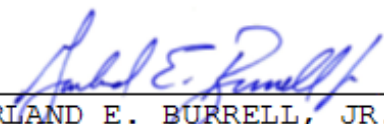
26 Attorneys for Plaintiff
27 FLOSERFIDA GARFIL

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

[PROPOSED] ORDER

IT IS SO ORDERED.

Dated: December 19, 2014



GARLAND E. BURRELL, JR.
Senior United States District Judge