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6 Attorneys for Plaintiff  
 7 RICE AIRCRAFT SERVICES, INC.

8 UNITED STATES DISTRICT COURT  
 9 EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION

11 RICE AIRCRAFT SERVICES, INC.,  
 12 Plaintiff,  
 13 v.  
 14 PATRICK SOARS, et al.,  
 15 Defendant.

Case No. 2:14-cv-02878-MCE-EFB

**STIPULATION EXTENDING TIME FOR  
 RULE 26(f) CONFERENCE, JOINT  
 STATUS REPORT, and RULE 26(a)  
 DISCLOSURES; ORDER THEREON**

Judge: Hon. Morrison C. England, Jr.

DOWNEY BRAND LLP

17 WHEREAS Defendants Patrick Soars and Australian Native Landscapes Pty Ltd.  
 18 (“Defendants”) intend to file a motion pursuant to Federal Rule of Civil Procedure 12(b) to  
 19 dismiss the complaint filed in this action by Plaintiff Rice Aircraft Services Inc. (“Plaintiff”); and

20 WHEREAS the parties agree that it is in their interests to conserve their resources and the  
 21 Court’s by waiting to file a joint status report and exchange initial disclosures pursuant to Rule  
 22 26(a) until this Court decides Defendants’ Rule 12(b) motion;

23 Plaintiff and Defendants HEREBY STIPULATE AS FOLLOWS:

- 24 1. Plaintiff and Defendants shall conduct their Rule 26(f) conference seven (7) days  
 25 after the issuance of the Court’s written order on Defendants’ Rule 12(b) motion;
- 26 2. Plaintiff and Defendants shall file their Joint Status Report with this Court, as  
 27 required by this Court’s Order (ECF No. 5), seven (7) days after the issuance of the Court’s  
 28

1 written order on Defendants’ Rule 12(b) motion;

2 3. Plaintiff and Defendants shall serve their Rule 26(a) initial disclosures within  
3 fourteen (14) days after they conduct their Rule 26(f) conference;

4 4. Defendants shall be relieved from their obligations under paragraphs 1, 2 and 3 if  
5 their motion to dismiss is granted and they are dismissed from the action; and

6 5. This agreement is not binding on Defendants Peter Wieland and Wieland Aviation  
7 Group.

8 SO STIPULATED.

9  
10 DATED: April 7, 2015

/s/ Avalon Johnson  
MATTHEW J. WEBER  
AVALON C. JOHNSON  
Attorneys for Plaintiff Rice Aircraft Services, Inc.

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15 DATED: April 7, 2015

/s/ George B. Piggott (as auth’d on 4/6/15)  
GEORGE B. PIGGOTT, a member of George B.  
Piggott, A Professional Corporation  
Attorney for Defendants  
Patrick Soars and  
Australian Native Landscapes Pty Ltd.

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**ORDER**

Good cause appearing, IT IS HEREBY ORDERED THAT:

1. Plaintiff and Defendants shall conduct their Rule 26(f) conference seven (7) days after the issuance of the Court’s written order on Defendants’ Rule 12(b) motion;

2. Plaintiff and Defendants shall file their Joint Status Report with this Court, as required by this Court’s Order (ECF No. 5), seven (7) days after the issuance of the Court’s written order on Defendants’ Rule 12(b) motion;

3. Plaintiff and Defendants shall serve their Rule 26(a) initial disclosures within fourteen (14) days after they conduct their Rule 26(f) conference;

4. Defendants shall be relieved from their obligations under paragraphs 1, 2 and 3 if their motion to dismiss is granted and they are dismissed from the action; and

5. This agreement is not binding on Defendants Peter Wieland and Wieland Aviation Group.

IT IS SO ORDERED.

Dated: April 9, 2015



MORRISON C. ENGLAND, JR., CHIEF JUDGE  
UNITED STATES DISTRICT COURT