

1 Maria S. Bellafronto (State Bar No. 161994)
 mbellafronto@hopkinscarley.com
 2 Monique D. Jewett-Brewster (State Bar No. 217792)
 mjb@hopkinscarley.com
 3 HOPKINS & CARLEY
 A Law Corporation
 4 The Letitia Building
 70 S First Street
 5 San Jose, CA 95113-2406

6 **mailing address:**
 P.O. Box 1469
 7 San Jose, CA 95109-1469
 Telephone: (408) 286-9800
 8 Facsimile: (408) 998-4790

9 Attorneys for Plaintiffs and Counter-Defendant
 WAKE FOREST ACQUISITIONS, L.P. c/o
 10 Corporation Service Company; SHAFFER ASSET
 MANAGEMENT CORPORATION c/o Corporation
 11 Service Company; ROBERT P. SHAFFER,
 individually and as Co-Trustee of the Robert P.
 12 Shaffer Revocable Trust; and MARY SHAFFER, as
 Co-Trustee of the Robert P. Shaffer Revocable Trust

13 UNITED STATES DISTRICT COURT
 14 EASTERN DISTRICT OF CALIFORNIA
 15 SACRAMENTO DIVISION

16 WAKE FOREST ACQUISITIONS, L.P.;
 17 SHAFFER ASSET MANAGEMENT
 CORPORATION; ROBERT P.
 18 SHAFFER, individually and as Co-Trustee
 of the Robert P. Shaffer Revocable Trust;
 19 and MARY SHAFFER, as Co-Trustee of
 the Robert P. Shaffer Revocable Trust,

20 Plaintiffs,

21 v.

22 VANDERBILT COMMERCIAL
 23 LENDING, INC.; and GREGORY COOK,

24 Defendants.

25 VANDERBILT COMMERCIAL
 LENDING, INC.

26 Counterclaim-Plaintiff,

27 v.
 28

CASE NO. 2:15-CV-02167-KJM-AC

**STIPULATION AND ORDER TO EXTEND
 DEADLINE FOR EXPERT WITNESS
 DISCLOSURES AND EXPERT
 DISCOVERY CUTOFF DATE**

Judge: Hon. Kimberly J. Mueller

1 WAKE FOREST ACQUISITIONS, L.P.,
2 Counterclaim-Defendant.

3
4 WHEREAS, on June 21, 2016, the Status (Pretrial Scheduling) Order (“Scheduling
5 Order”) was entered on the Docket (Dkt. No. 30);

6 WHEREAS, pursuant to the Court’s Scheduling Order, all fact discovery shall be
7 completed in this case by March 10, 2017;

8 WHEREAS, pursuant to the Court’s Scheduling Order, all expert discovery shall be
9 completed in this case by June 9, 2017;

10 WHEREAS, on February 27, 2017, the parties stipulated, subject to the Court’s approval,
11 to extend the fact discovery cutoff date through and including June 29, 2017, as Defendant
12 Gregory Cook’s health problems have affected the parties’ ability to schedule depositions prior to
13 the current discovery cutoff date (Dkt. No. 36);

14 WHEREAS, the parties need to conclude fact discovery before experts can complete their
15 opinion reports;

16 WHEREAS, the parties now wish to continue the expert discovery cutoff date without
17 impacting the dates currently set for the Final Pretrial Conference and Trial in this case;

18 THEREFORE, since the parties have not been able to complete their fact discovery by the
19 date of this stipulation, and to allow the parties to complete their expert discovery in this case, the
20 parties hereby agree and stipulate that, subject to the Court’s approval, (i) the deadline for expert
21 witness disclosures shall be extended through and including July 1, 2017, and (ii) the expert
22 discovery cutoff date shall be extended through and including August 31, 2017.

23 ///

24 ///

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

Dated: May 9, 2017

HOPKINS & CARLEY
A Law Corporation

By: /s/ Maria S. Bellafronto
Maria S. Bellafronto
Monique D. Jewett-Brewster
Attorneys for Plaintiffs and Counter-
Defendant

Dated: May 9, 2017

BOUTIN JONES INC.

By: /s/ Eric Miller
Robert D. Swanson, Esq.
Kelley M. Lincoln, Esq.
Eric Miller, Esq.
Attorneys for Defendant Gregory Cook and
Defendant and Counterclaim-Plaintiff
VANDERBILT COMMERCIAL
LENDING, INC.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: May 17, 2017


UNITED STATES DISTRICT JUDGE