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10 Attorneys for Defendants
11 Alliance Data Systems Corporation
and Comenity Bank F/K/A World
12 Financial Network National Bank

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

17 THE PEOPLE OF THE STATE OF
CALIFORNIA EX REL., ERIC L. HERYFORD
18 DISTRICT ATTORNEY, TRINITY COUNTY,

19 Plaintiff,

20 v.

21 ALLIANCE DATA SYSTEMS
CORPORATION, COMENITY BANK F/K/A
22 WORLD FINANCIAL NETWORK
NATIONAL BANK, AND DOES I-XX,

23 Defendants.
24

Case No. 2:15-CV-02343-GEB-EFB

**STIPULATION TO EXTEND TIME TO
FILE RESPONSE TO COMPLAINT
UNTIL AFTER RULING ON MOTION
TO REMAND**

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1 Plaintiff, the People of the State of California ex rel. Eric L. Heryford, District Attorney,
2 Trinity County (“Plaintiff”) and Defendants Alliance Data Systems Corporation and Comenity
3 Bank f/k/a World Financial Network National Bank (collectively, “Defendants”), by an through
4 their attorneys of record, hereby agree and stipulate as follows:

5 WHEREAS, on September 28, 2015, Plaintiff filed his Complaint in the Superior Court of
6 the State of California, Trinity County, naming Alliance Data Systems Corporation and Comenity
7 Bank f/k/a World Financial Network National Bank, among others, as Defendants;

8 WHEREAS, on October 12, 2015, Defendants were served with the Complaint;

9 WHEREAS, on November 11, 2015, Defendants filed a Notice of Removal in this Court,
10 removing the action from the Superior Court;

11 WHEREAS, Defendants’ response to the Complaint is due by no later than November 18,
12 2015, pursuant to Federal Rule of Civil Procedure 81(c)(2)(C);

13 WHEREAS, Plaintiff intends to file a Motion to Remand this case to the Trinity County
14 Superior Court, and this Stipulation is made without prejudice to such remand motion;

15 WHEREAS, the parties agree that it would be advantageous to receive the Court’s ruling
16 on Plaintiff’s Motion to Remand before Defendants file their responsive pleading;

17 WHEREAS, Defendants are amendable to filing their response to the Complaint within ten
18 (10) days of the Court’s ruling on Plaintiff’s Motion to Remand;

19 WHEREAS, no trial date has been set in this matter than there is no prejudice occasioned
20 by allowing Defendants to file their responsive pleading shortly after the Court’s ruling on
21 Plaintiff’s Motion to Remand;

22 WHEREAS, no previous extensions of time have been granted for Defendants to file their
23 responsive pleading;

24 ACCORDINGLY, the parties hereby stipulate that Defendants’ responsive pleading will
25 be due by no later than ten (10) days after the Court issues its ruling on Plaintiff’s Motion to
26 Remand.

27 **IT IS SO STIPULATED.**

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1 DATED: November 18, 2015

Terrence M. Jones
Taylor Steinbacher
Martin C. Bryce, Jr.
BALLARD SPAHR LLP

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By: /s/ Taylor Steinbacher
Taylor Steinbacher

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Attorneys for Defendants Alliance Data
Systems Corporation and Comenity Bank f/k/a
World Financial Network National Bank

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8 DATED: November 18, 2015

Eric L. Heryford
Trinity County District Attorney

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By: /s/ Eric L. Heryford (as authorized on
11/18/2015)

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Eric L. Heryford

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Trinity County District Attorney.

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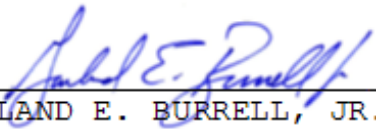
[PROPOSED] ORDER

Based upon the foregoing stipulation of the parties, it is hereby ORDERED:

1. Defendants may file their responsive pleading within ten (10) days of the Court's ruling on Plaintiff's Motion to Remand.

IT IS SO ORDERED.

Dated: January 6, 2016



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