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Attorneys for Defendant, INTERWEST
INSURANCE SERVICES, INC.

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

HEALTHSMART BENEFIT
SOLUTIONS, INC., an Illinois
corporation,

Plaintiff,

v.

INTERWEST INSURANCE SERVICES,
INC., a Florida corporation, and DOES 1
through 10,

Defendants.

Case No. 2:16-CV-00144-MCE-AC

**STIPULATION AND ORDER TO
EXTEND ALL CASE
MANAGEMENT DATES**

Judge: Morrison C. England, Jr.
Dept.: Courtroom 7

Complaint Filed: January 22, 2016
Trial Date: None Set

1 WHEREAS, on January 10, 2017, INTERWEST INSURANCE SERVICES,
2 INC. filed a Third Party Complaint (Dkt. No. 22) adding WELLS FARGO
3 INSURANCE SERVICES USA, INC. (“WELLS FARGO”) and BROWN & RIDING
4 INSURANCE SERVICES, INC. (“BROWN & RIDING”) as Third-Party Defendants.

5 WHEREAS, on March 14, 2017, WELLS FARGO filed a Motion to Dismiss
6 (Dkt. No. 28), which Motion has been fully briefed and taken under submission by this
7 honorable Court.

8 WHEREAS, on April 27, 2014, BROWN & RIDING filed its Answer to the
9 Third Party Complaint (Dkt. No. 35).

10 WHEREAS, in order to allow new parties WELLS FARGO and BROWN &
11 RIDING sufficient time to conduct discovery in preparation for trial, the parties believe
12 that a 6-month continuance of the case management conference dates, ordered by this
13 Court on January 10, 2017 (Dkt. No. 21), is both appropriate and necessary.

14 WHEREAS, this is the parties’ second request for a continuance of the case
15 management dates in this matter. This request is made in good faith, to avoid
16 prejudicing parties recently added to the case.

17 All parties, through their attorneys of record, hereby jointly apply to the Court
18 for a 6-month continuance based upon the following stipulation:

19 1. The parties consent to and agree that all case management dates ordered
20 by the Court on January 10, 2017 (Dkt. No. 21) may be extended by 180 days, to allow
21 the recently added parties adequate time to prepare their respective cases.

22 2. The discovery cut-off, set for April 24, 2017, may be continued to October
23 22, 2017, and all related dates extended accordingly.

24 IT IS SO STIPULATED.

1 Dated: May 16, 2017

MANATT, PHELPS & PHILLIPS, LLP

2 *s/ Susan Page White*

3 By: *(as authorized on 5/12/2017)*

4 SUSAN PAGE WHITE

5 ANDREW H. STRUVE

6 Attorneys for Plaintiff,

HEALTHSMART BENEFIT

7 SOLUTIONS, INC.

8 Dated: May 16, 2017

SHEWRY & SALDAÑA, LLP

9
10 By: *s/ Steven M. Shewry*

11 STEVEN M. SHEWRY

12 CHRISTOPHER C. SALDAÑA

13 CAROLYN A. STIFFLER

14 Attorneys for Defendant,

INTERWEST INSURANCE

15 SERVICES, INC.

16 Dated: May 16, 2017

LOCKE LORD LLP

17 *s/ Cary Economou*

18 By: *(as authorized on 5/12/2017)*

19 CARY ECONOMOU

JASON R. MARLIN

20 Attorneys for Third Party Defendant,

WELLS FARGO INSURANCE

21 SERVICES USA, INC.

22 Dated: May 16, 2017

GRAY DUFFY, LLP

23 *s/ Michael Scott Eisenbaum*

24 By: *(as authorized on 5/12/2017)*

25 MICHAEL SCOTT EISENBAUM

26 Attorneys for Third Party Defendant,

27 BROWN & RIDING INSURANCE

28 SERVICES, INC.

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ORDER


Pursuant to the parties' stipulation and good cause appearing, the Court orders as follows:

1. The discovery cut-off, set for April 24, 2017, is hereby extended to **October 22, 2017**, and all related dates set forth in the Court's Scheduling Orders (ECF Nos. 11 and 21) are extended accordingly.

2. All case management dates ordered by the Court's order of January 10, 2017 (ECF No. 21) are hereby extended by 180 days.

IT IS SO ORDERED.

Dated: May 16, 2017


MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE

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CERTIFICATE OF SERVICE

The undersigned counsel hereby certifies that a true and correct copy of the foregoing pleading has been served via the Court's CM/ECF system on this the 12th day of May, 2017, upon all counsel of record in this case.

By: s/ Steven M. Shewry
STEVEN M. SHEWRY