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6 Attorneys for Defendant, INTERWEST
 7 INSURANCE SERVICES, INC.

8
 9 **UNITED STATES DISTRICT COURT**
 10 **EASTERN DISTRICT OF CALIFORNIA**

11 HEALTHSMART BENEFIT SOLUTIONS,
 12 INC., an Illinois corporation,
 13
 14 Plaintiff,

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

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

15 v.

16 INTERWEST INSURANCE SERVICES,
 17 INC., a Florida corporation, and DOES 1
 through 10,
 18
 19 Defendants.

20 INTERWEST INSURANCE SERVICES,
 21 INC., a Florida corporation,

Third-Party Complainant,

22 v.

23 WELLS FARGO INSURANCE SERVICES
 24 USA, INC., a North Carolina corporation;
 25 BROWN & RIDING INSURANCE
 SERVICES, INC., a Florida corporation,

26 Third-Party Defendants.
 27

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, 2017, BROWN & RIDING filed its Answer to the
9 Third Party Complaint (Dkt. No. 35).

10 WHEREAS, in order to allow all parties sufficient time to conduct discovery in
11 preparation for trial, the parties believe that a 90 day continuance of the case
12 management conference dates, ordered by this Court on May 17, 2017 (Dkt. No. 39), is
13 both appropriate and necessary.

14 WHEREAS, this is the parties’ third request for a continuance of the case
15 management dates in this matter. This request is made in good faith, to avoid
16 prejudicing all parties’ reasonable and good faith attempts to complete discovery,
17 including percipient witness depositions in California, Louisiana, Minnesota, and
18 Texas.

19 All parties, through their attorneys of record, hereby jointly apply to the Court
20 for a 90 day continuance based upon the following stipulation:

21 1. The parties consent to and agree that all case management dates
22 ordered by the Court on May 17, 2017 (Dkt. No. 39) may be extended by 90 days.

23 2. The discovery cut-off, set for October 22, 2017, may be continued
24 to January 20, 2018, and all related dates extended accordingly.

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2 3. If the Court does not grant this continuance, the depositions of
3 percipient witnesses may be taken on dates convenient for all parties and witnesses,
4 even if the date is past the discovery cut-off date ordered by the Court.

5 IT IS SO STIPULATED.

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7
8 Dated: October 2, 2017

GORDON REES SCULLY
MANSUKHANI, LLP

s/ Ryan Fellman

9
10 By: *(as authorized on 10/2/2017)*

11 _____
B. RYAN FELLMAN, ESQ.

12 Attorneys for Plaintiff,
13 HEALTHSMARTBENEFIT
14 SOLUTIONS, INC.

15
16 Dated: October 2, 2017

SHEWRY & SALDAÑA, LLP

17 By: *s/ Steven M. Shewry*

18 _____
STEVEN M. SHEWRY
19 CHRISTOPHER C. SALDAÑA
CAROLYN A. STIFFLER
20 Attorneys for Defendant,
INTERWEST INSURANCE
SERVICES, INC.

21
22
23 Dated: October 2, 2017

LOCKE LORD LLP

s/ Cary Economou

24
25
26 By: *(as authorized on 10/2/2017)*

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CARY ECONOMOU
JASON R. MARLIN

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Attorneys for Third Party Defendant,
WELLS FARGO INSURANCE
SERVICES USA, INC.

Dated: October 2, 2017

GRAY DUFFY, LLP

s/ Michael Scott Eisenbaum

By: *(as authorized on 10/2/17)*

MICHAEL SCOTT EISENBAUM

Attorneys for Third Party Defendant,
BROWN & RIDING INSURANCE
SERVICES, INC.


ORDER

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

1. The discovery cut-off, set for October 22, 2017, is hereby extended to **January 20, 2018**, and all related case management dates are extended accordingly.

IT IS SO ORDERED.

Dated: October 5, 2017



MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE

