

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

BURSOR & FISHER, P.A.
L. Timothy Fisher (State Bar No. 191626)
Yeremey O. Krivoshey (State Bar No.295032)
1990 North California Blvd., Suite 940
Walnut Creek, CA 94596
Telephone: (925) 300-4455
Email: ltfisher@bursor.com
ykrivoshey@bursor.com

BURSOR & FISHER, P.A.
Scott A. Bursor (State Bar No. 276006)
2665 S. Bayshore Dr., Suite 220
Miami, FL 33133-5402
Telephone: (305) 330-5512
Facsimile: (305) 676-9006
E-Mail: scott@bursor.com

Attorneys for Plaintiff

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

MIKE CORTES, on Behalf of Himself and all
Others Similarly Situated,

Plaintiff,

v.

NATIONAL CREDIT ADJUSTERS, L.L.C.,

Defendant.

Case No. 2:16-cv-00823-MCE-EFB

**STIPULATION TO CONTINUE
DEADLINE TO FILE DISPOSITIONAL
PAPERS PURSUANT TO LOCAL
RULE 160 AND ORDER**

1 Pursuant to Civil Local Rule 143, Plaintiff Mike Cortes (“Plaintiff”) and Defendant National
2 Credit Adjusters, L.L.C. (“Defendant”) (collectively, the “Parties”), by and through their respective
3 counsel, stipulate as follows:

4 WHEREAS, on January 18, 2019, the Parties participated in a mediation with Martin Quinn,
5 Esq., at JAMS in San Francisco, California;

6 WHEREAS, on February 5, 2019, the Parties executed a binding Term Sheet setting out an
7 agreement to settle all claims in this action on a class basis;

8 WHEREAS, on February 6, 2019, upon stipulation of the Parties and notice of the settlement,
9 the Court vacated all remaining pretrial deadlines and ordered the Parties to file dispositional papers
10 pursuant to Local Rule 160 by February 28, 2019 (Dkt. No. 35);

11 WHEREAS, on June 28, 2019, upon stipulation of the Parties, the Court extended the Parties’
12 deadline to file dispositional papers pursuant to Local Rule 160 to June 28, 2019 (Dkt. 37);

13 WHEREAS, the Parties have made significant progress but need more time to finalize the full
14 class settlement agreement (along with all of the relevant exhibits thereto, *i.e.*, long form and short-
15 form notice documents, proposed final approval and judgment orders, *etc.*);

16 WHEREAS, once the full class settlement agreement is executed, Plaintiff intends to file a
17 motion for preliminary approval of the settlement and provide the Court with a copy of the executed
18 class settlement agreement at that time;

19 WHEREAS, due to the extensive time needed to draft (and negotiate) the full class action
20 settlement agreement and the motion for preliminary approval, the Parties anticipate that they will be
21 able to execute the class action settlement agreement and that Plaintiff will be able to file a motion
22 for preliminary approval by August 9, 2019;

23 NOW THEREFORE, IT IS STUPULATED AND AGREED by the Parties, by and through
24 their counsel, that the Parties’ deadline to file dispositional papers pursuant to Local Rule 160 shall
25 be extended to August 9, 2019.

1
2 Dated: June 28, 2019

Respectfully submitted,

3
4 **BURSOR & FISHER, P.A.**

By: /s/ Yeremey Krivoshey
Yeremey Krivoshey

5 L. Timothy Fisher (State Bar No. 191626)
6 Yeremey Krivoshey (State Bar No. 295032)
7 1990 North California Boulevard, Suite 940
8 Walnut Creek, CA 94596
9 Telephone: (925) 300-4455
Facsimile: (925) 407-2700
E-Mail: ltfisher@bursor.com
ykrivoshey@bursor.com

10 **BURSOR & FISHER, P.A.**

11 Scott A. Bursor (State Bar No. 276006)
12 2665 S. Bayshore Dr., Suite 220
13 Miami, FL 33133-5402
14 Telephone: (305) 330-5512
Facsimile: (305) 676-9006
E-Mail: scott@bursor.com

Attorneys for Plaintiff

15 Dated: June 28, 2019

16 **SESSIONS, FISHMAN, NATHAN & ISRAEL, L.L.P.**

17 By: /s/ James K. Schultz
James K. Schultz

18 James K. Schultz (State Bar No. 309945)
19 Debbie P. Kirkpatrick (State Bar No. 207112)
20 1545 Hotel Circle South, Suite 150
21 San Diego, CA 92108
Telephone: (619) 758-1891
Facsimile: (619) 296-2013
E-Mail: jschultz@sessions.legal
dkirkpatrick@sessions.legal

22 *Attorneys for Defendant National Credit Adjusters, LLC*

1 **ORDER**

2
3 IT IS HEREBY ORDERED the Parties' deadline to file dispositional papers pursuant to
4 Local Rule 160 shall be extended to **August 9, 2019**.

5 IT IS SO ORDERED.

6 Dated: July 18, 2019

7
8 
9 MORRISON C. ENGLAND, JR.
10 UNITED STATES DISTRICT JUDGE
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28