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5 Attorney for Plaintiffs
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6 UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
7 SACRAMENTO DIVISION

8 SHASTA LINEN SUPPLY, INC., a)
California corporation and all those similarly)
9 situated, and ALPHA POLISHING, INC.)
d/b/a GENERAL PLATING CO.,)
- Plaintiffs,)

10 vs.)

11)
12 APPLIED UNDERWRITERS INC.,)
APPLIED UNDERWRITERS CAPTIVE)
13 RISK ASSURANCE COMPANY, INC.,)
CALIFORNIA INSURANCE COMPANY,)
14 INC., and APPLIED RISK SERVICES, INC.,)
- Defendants.)

**STIPULATION AND [PROPOSED] ORDER
MODIFYING SCHEDULING ORDER**

Case No. 2:16-CV-00158-WBS-AC
Judge William B. Shubb

15 PET FOOD EXPRESS LTD., a California)
corporation and all those similarly situated)
16 and ALPHA POLISHING, INC. d/b/a)
GENERAL PLATING CO.,)
17 - Plaintiffs,)

18 vs.)

19 APPLIED UNDERWRITERS INC.,)
APPLIED UNDERWRITERS CAPTIVE)
20 RISK ASSURANCE COMPANY, INC.,)
CALIFORNIA INSURANCE COMPANY,)
21 INC., and APPLIED RISK SERVICES, INC.)
- Defendants.)

Case No. 2:16-CV-01211-WBS-AC
Judge William B. Shubb

22
23 **STIPULATION AND [PROPOSED] ORDER MODIFYING CASE SCHEDULE**

24 Whereas, *Shasta Linen Supply, Inc. v. Applied Underwriters, Inc.*, Case No. 2:16-cv-00158-
25 WBS-AC and *Pet Food Express Ltd. v. Applied Underwriters, Inc.*, Case No. 2:16-cv-0211-
26 WBS-AC are consolidated for pre-trial purposes (DKT 59);

27 Whereas, Plaintiffs on July 26, 2018 submitted a Notice of Motion, and Motion for Class
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1 Certification in the above consolidated matters on (DKTS 93-97);

2 Whereas, on August 31, 2018, this Court entered the Parties' "Stipulation and Order
3 Modifying Scheduling Order" (DKT 104) setting a deadline of October 12, 2018 for Defendants'
4 "Opposition to class certification motion" and a deadline of December 7, 2018 for Plaintiffs'
5 "Reply to opposition";

6 Whereas, on October 12, 2018, Defendants filed an Opposition to Plaintiffs' Motion for
7 Class Certification (DKTS 105-106);

8 Whereas, a number of Plaintiffs' counsel have scheduling conflicts that have recently arisen
9 and cannot be adjusted;

10 Whereas, Plaintiffs inadvertently overlooked in stipulating to the previous schedule that
11 December 7, 2018 was a Friday, and one of Plaintiffs' counsel located in Philadelphia that will
12 be involved in the physical filing of Plaintiffs' Reply to Defendant' Opposition observes the
13 Sabbath (from sundown on Fridays), which begins approximately 4:17 Eastern Time on
14 December 7, 2018;

15 Whereas, in connection with Plaintiffs' Reply to Defendant' Opposition Plaintiffs intend to
16 reference and attach certain confidential or highly confidential documents and testimony, and
17 require additional time to meet and confer with Defendants over the scope of what the Parties
18 will request the Court to allow Plaintiffs to Seal and/or Redact, pursuant to Local Rule 140-141;

19 Whereas, in light of all the foregoing, the Parties agree that Plaintiffs in these consolidated
20 actions should be granted a short four (4) day extension until December 11, 2018 to file their
21 Reply to Defendants Opposition to Class Certification.

22 Whereas, (unless the Court deems otherwise) the Hearing related to Plaintiffs' Motion For
23 Class Certification shall remain scheduled for January 22, 2019 at 1:30, and except as modified,
24 the prior scheduling order, remains unchanged and will not be impacted by this four day limited
25 extension.

26 In consequence of the foregoing, the Parties respectfully request that the proposed short four
27 (4) day extension until December 11, 2018 to file Plaintiffs' Reply to Defendants Opposition to
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1 Class Certification be granted.

2
3 Respectfully submitted,

4 Dated: November 30, 2018

FARMER SMITH & LANE, LLP

6 By: /s/ Craig E. Farmer

CRAIG E. FARMER

Attorneys for Plaintiff

SHASTA LINEN SUPPLY, INC., on behalf of
itself and all others similarly situated, and

ALPHA POLISHING, INC. d/b/a

GENERAL PLATING CO

10 Dated: November 30, 2018

LAW OFFICES OF JOHN DOUGLAS
MOORE

13 By: /s/ John Douglas Moore

JOHN DOUGLAS MOORE

Attorneys for Plaintiffs

PET FOOD EXPRESS LTD, a California
Corporation and all those similarly situated,
and ALPHA POLISHING, INC. d/b/a

GENERAL PLATING CO

17 Dated: November 30, 2018

BERGER & MONTAGUE, P.C.

19 By: /s/ Glen Abramson

GLEN ABRAMSON *Pro Hac Vice*

PETER R. KAHANA *Pro Hac Vice*

Attorneys for Plaintiffs

PET FOOD EXPRESS LTD, a California
Corporation and all those similarly situated,
and ALPHA POLISHING, INC. d/b/a

GENERAL PLATING CO

24 Dated: November 30, 2018

HINSHAW & CULBERTSON LLP

25 By: /s/ Travis R. Wall

SPENCER Y. KOOK

TRAVIS R. WALL

Attorneys for Defendants

APPLIED UNDERWRITERS INC., APPLIED

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1 UNDERWRITERS CAPTIVE RISK
2 ASSURANCE COMPANY, INC.,
3 CALIFORNIA INSURANCE COMPANY,
INC. and APPLIED RISK SERVICES, INC.

4 Dated: November 30, 2018

DLA PIPER LLP

5
6 By: /s/ Shand S. Stephens
SHAND S. STEPHENS
7 Attorneys for Defendants
APPLIED UNDERWRITERS INC., APPLIED
8 UNDERWRITERS CAPTIVE RISK
ASSURANCE COMPANY, INC.,
9 CALIFORNIA INSURANCE COMPANY,
INC. and APPLIED RISK SERVICES, INC.

10
11 **SIGNATURE ATTESTATION**


12 I, Glen Abramson, am the ECF user whose identification and password are being used to file
13 this Stipulation and [Proposed] Order Modifying Scheduling Order. In compliance with Local
Rules, I hereby attest that all party signatories hereto concur in this filing.

14
15 /s/ Glen Abramson
16 GLEN ABRAMSON

17 **ORDER**

18 Pursuant to stipulation, and good cause appearing, it is so ordered: The time to file
19 Plaintiffs' Reply to Defendants' Opposition to Class Certification is extended to December
11, 2018.

20 Dated: November 30, 2018

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22 WILLIAM B. SHUBB
23 UNITED STATES DISTRICT JUDGE
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