(PC) Robertson v. Jackson

Doc. 25

1	Dated: September 18, 2017	LONGYEAR, O'DEA & LAVRA, LLP
2		D /C/ D / C 7:1 /C
3		By: /S/: Peter C. Zilaff VAN LONGYEAR PETER C. ZILAFF
5		PETER C. ZILAFF Attorneys for Defendant, RODNEY JACKSON
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DECLARATION OF PETER C. ZILAFF

I, PETER C. ZILAFF, declare:

- I am an attorney licensed to practice before all the courts of the State of California and the United States District Court for the Eastern District. I am an associate at Longyear, O'Dea and Lavra, LLP.
 - 2. I am the attorney of record for the defendants in the above-entitled matter.
- 3. On June 20, 2017, the parties reached a settlement agreement. Defense counsel agreed to memorialize the terms in a formal Settlement Agreement and Release.
- 4. On June 26, 2017, my office sent Plaintiff the Settlement Agreement and Release, Stipulation for Voluntary Dismissal, and Payee Data form (required by the State of California) for review and signature.
- 5. Between June 26, 2017 and July 17, 2017, I left several messages for Mr. Robertson regarding status of the dispositional documents. On July 17, 2017, I sent an email in follow up to the phone messages in attempt to have Mr. Robertson sign and return the dispositional documents.
- 6. On July 25, 2017, I sent another letter to Mr. Robertson informing him of the Court's July 24, 2017 Order to file dispositional documents. I again enclosed additional copies of the dispositional documents for him to review and sign.
- 7. On July 31, 2017, I spoke to Mr. Robertson regarding the negotiated settlement and Mr. Robertson advised me that he was in receipt of the documents and that he had signed the documents and was on the way to the post office to mail to my office.
- 8. On August 16, 2017, I left two voicemails regarding the status of the dispositional documents. I sent an email in follow up to the phone messages. I attached a copy of the Court's July 24, 2017 Order for his reference.
- 9. My office contacted Mr. Robertson on September 1, 2017. Mr. Robertson indicated that he had the dispositional documents in hand, had signed them, and would be putting the signed documents in the mail that day.

[PROPOSED] ORDER

The Court having reviewed Defendant's request for an extension of time to file dispositional documents hereby grants said request.

Dispositional documents are to be filed 45 days from the date of this Order.

Dated: September 20, 2017.

EDMUND F. BRENNAN

UNITED STATES MAGISTRATE JUDGE