

1 Suzanne M. Alves
ALVES JACOBSON RADCLIFFE LLP
2 1860 Howe Avenue, Ste. 265
Sacramento, California 95825
3 (916) 333-3375
Attorney for Plaintiffs
4 BRIAN K. NYGAARD et al.

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6 UNITED STATES DISTRICT COURT
7 EASTERN DISTRICT OF CALIFORNIA

8)
9 BRIAN K. NYGAARD, an individual doing) Case Number: 16-cv-02184-VC
business as PDA SACRAMENTO and PDA) Reassigned to Hon. Vince Chhabria
10 STOCKTON and BKN APPRAISALS, INC.,)
a California Corporation,) STIPULATION AND ~~PROPOSED~~ ORDER
11) TO CONTINUE TELEPHONIC CASE
Plaintiffs,) MANAGEMENT CONFERENCE
12)
13 vs.)
14) Date: 10/16/2019
PROPERTY DAMAGE APPRAISERS, INC.,) Time: 10:30 a.m.
15 a Corporation, and DOES 1-50, inclusive,) Hon. Vince Chhabria
16 Defendant(s).)
17)

18 On September 30, 2019, this Court entered an Order for Telephonic Case Management
19 Conference on October 16, 2019, at 10:30 a.m. The Order further specified that a Joint Case
20 Management Conference Statement was due to be filed by counsel on October 9, 2019.

21 On August 11, 2019, Plaintiffs' counsel's spouse suffered a severe hemorrhagic stroke,
22 remains hospitalized due to further medical complications, and will require around the clock care
23 after discharge from inpatient care. As such, Plaintiffs counsel will be unable to continue
24 representation of the Plaintiffs in this action and has requested a sixty (60) day continuance of
25

1 the scheduled conference to permit Plaintiffs to find other counsel to represent them in this
2 matter.

3 For these reasons, it is hereby stipulated by and between plaintiffs BRIAN K.
4 NYGAARD, an individual doing business as PDA SACRAMENTO and PDA STOCKTON, and
5 BKN APPRAISALS, INC., and defendant PROPERTY DAMAGE APPRAISERS, INC., a
6 Corporation, through their counsel of record, that the Telephonic Case Management Conference
7 scheduled for October 16, 2019, at 10:30 a.m. be continued for sixty (60) days, to no earlier than
8 December 16, 2019, to allow Plaintiff to find substitute counsel in this action.

9 ALVES RADCLIFFE LLP

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12 Dated: October 8, 2019

s/Suzanne M. Alves

Suzanne M. Alves
Counsel for plaintiff

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16 DYKEMA GOSSETT LLP

17 Dated: October 8, 2019

s/Ashley R. Fickle

Ashley R. Fickel
Counsel for defendant PROPERTY DAMAGE
APPRAISERS, INC.

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ORDER

The Court having read and considered the stipulation of the parties and GOOD CAUSE APPEARING THEREFOR, IT IS HEREBY ORDERED the Telephonic Case Management Conference currently scheduled for October 16, 2019, shall be continued to December 18, 2019, at 10:30 a.m. Plaintiff's new counsel shall provide the Court and other parties with a conference line and applicable access code to use during the hearing no later than three (3) days prior to the scheduled conference. The parties are further ordered to submit an Updated Joint Case Management Statement to the Court by no later than December 11, 2019.

IT IS SO ORDERED.

Dated: October 15, 2019



Honorable Vince Chhabria
UNITED STATES DISTRICT JUDGE
