

1 Suzanne M. Alves  
**ALVES RADCLIFFE LLP**  
 2377 Gold Meadow Way, Ste. 100  
 Gold River, California 95670  
 (916) 333-3375  
 Attorney for Plaintiffs  
 BRIAN K. NYGAARD et al.

6 UNITED STATES DISTRICT COURT  
 7 EASTERN DISTRICT OF CALIFORNIA

8	)	
9	)	Case Number: 16-cv-02184-VC
10	)	Reassigned to Hon. Vince Chhabria
11	)	<b>STIPULATION AND <del>PROPOSED</del> ORDER</b>
12	)	<b>TO CONTINUE TELEPHONIC CASE</b>
13	)	<b>MANAGEMENT CONFERENCE</b>
14	)	Date: 12/18/2019
15	)	Time: 10:30 a.m.
16	)	Hon. Vince Chhabria
17	)	

11 a California Corporation,  
 12 Plaintiffs,  
 13 vs.  
 14 **PROPERTY DAMAGE APPRAISERS, INC.**,  
 15 a Corporation, and DOES 1-50, inclusive,  
 16 Defendant(s).

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 Thereafter, the Court granted an Order, pursuant to the parties' stipulation, to continue the Case  
 22 Management Conference to December 18, 2019, at 10:30 a.m., which a Joint Case Management  
 23 Conference Statement due to be filed on December 11, 2019. The parties' hereby request a  
 24 further continuance of the Case Management Conference for forty-five (45) days for the reasons  
 25 set forth herein.

1 On August 11, 2019, Plaintiffs' counsel's spouse suffered a severe hemorrhagic stroke,  
2 remains hospitalized due to further medical complications, and will require around the clock care  
3 after discharge from inpatient care. As such, Plaintiffs counsel will be unable to continue  
4 representation of the Plaintiffs in this action. Plaintiffs have been advised of these facts and have  
5 attempted to locate other counsel to represent them in this matter without success to date.  
6 Thereby, Plaintiffs request additional time, forty-five days, to permit Plaintiffs to find other  
7 counsel to represent them in this matter.

8 For these reasons, it is hereby stipulated by and between plaintiffs BRIAN K.  
9 NYGAARD, an individual doing business as PDA SACRAMENTO and PDA STOCKTON, and  
10 BKN APPRAISALS, INC., and defendant PROPERTY DAMAGE APPRAISERS, INC., a  
11 Corporation, through their counsel of record, that the Telephonic Case Management Conference  
12 scheduled for December 18, 2019, at 10:30 a.m. be continued for forty-five (45) days, to no  
13 earlier than January 31, 2020, to allow Plaintiff to find substitute counsel in this action.

14 ALVES RADCLIFFE LLP

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17  
18 Dated: December 10, 2019

s/Suzanne M. Alves

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Suzanne M. Alves  
Counsel for plaintiff

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21 DYKEMA GOSSETT LLP

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23 Dated: December 10, 2019

s/Ashley R. Fickel

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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 December 18, 2019, shall be continued to February 4, 2020, at 2:30 p.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) court days prior to the scheduled conference. The parties are further ordered to submit a Joint Case Management Statement to the Court by no later than January 28, 2020.

IT IS SO ORDERED.

Dated: December 12, 2019



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Honorable Vince Chhabria  
UNITED STATES DISTRICT JUDGE

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