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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

LAURIE NADEAU; ROBYN
COFFIN; and DAGNY MAGELSSSEN,

Plaintiffs,

v.

WEALTH COUNSEL, LLC;
INSPERITY, INC.,

Defendants.

Case No. 2:17-cv-00561-MCE-AC

**JOINT STATEMENT OF THE
CASE**

Complaint Filed: March 15, 2017
Trial Date: None Set

1 Plaintiffs Laurie Nadeau; Robyn Coffin; and Dagny Magelssen
2 (“Plaintiffs”) and Defendants WealthCounsel, LLC and Insperity, Inc.
3 (“Defendants,” together with Plaintiffs referred to as the “Parties”) hereby submit
4 this Joint Statement of the Case.

5 1. The parties were unable to resolve the matter at the mediation.

6 2. The stay should be lifted as of November 15, 2017.

7 3. As provided in the Order filed September 13, 2017 (ECF No. 20),
8 the case shall be deemed opened for purposes of this Court’s Initial Scheduling
9 Order (ECF No. 3) as of November 15, 2017.

10 4. Plaintiffs will file their Opposition to Defendants Motion to Transfer
11 (ECF No. 21) by December 1, 2017.

12 5. Plaintiffs will file their First Amended Complaint to include federal
13 claims under Title VII.

14 6. Defendants will file their Answer to Plaintiffs’ First Amended
15 Complaint within fifteen (15) days after service of the First Amended Complaint.

16 7. The Parties have conferred regarding discovery matters pursuant to
17 Federal Rule of Civil Procedure 26(f) and agreed as follows:

18 a. The Parties will be deemed to have conferred with respect to
19 discovery on November 15, 2017;

20 b. The discovery plan is as follows:

21 i. The Parties will exchange their initial disclosures
22 pursuant to Rule 26(a) on December 11, 2017;

23 ii. Discovery will be needed on all the issues of liability
24 and damages and should not be limited or phased;

25 iii. Electronically stored documents will be produced in
26 PDF format, if practical, and other documents will be produced in a convenient
27 format;

28

1 iv. The Parties do not anticipate issues about claims of privilege
2 or protection of trial preparation materials, and any such issues that arise will be
3 addressed on an ad hoc basis;

4 v. Because there are three Plaintiffs and two Defendants,
5 the limitations on discovery will be doubled, except that depositions will be
6 limited to 10 hours on the record spread over two days unless extended pursuant
7 to the Parties agreement or Court order;

8 vi. Depositions will not be noticed until after January 8,
9 2018, so that the parties will, in the interim, concentrate on written discovery.
10 Any deposition of Karl Clegg or Brett Pinegar will take place in Salt Lake City.
11 Any depositions of the plaintiffs will take place in Sacramento. Any deposition of
12 Tamira Ryan will take place in Sacramento, and Defendants will produce her so
13 long as she is employed. Any depositions of the owners will take place in the
14 cities in which they practice.

15 7. Aside from documents filed through the Court's electronic service,
16 the Parties agree to electronic service of documents, including, among other
17 things, documents produced during discovery. For purposes of calculating
18 respective deadlines, documents initially served electronically will be treated as if
19 they were served by mail adding three additional days, and responses thereto
20 electronically served will be treated as if they were served by personal service.
21 Electronic service will include service to the following individuals and addresses:

- 22 • Alan Reinach: MisterLiberty@churchstate.org;
- 23 • Jonathon Cherne: attorneycherne@gmail.com
- 24 • Joseph Maloney: Joseph.maloney@jmaloneylaw.com, and
25 Joseph.maloney@sbcglobal.net;
- 26 • Mark Jacobs: mjacobs@fisherphillips.com, and
27 ecamanag@fisherphillips.com; and
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- Christopher Alvarez: calvarez@fisherphillips.com; and amalerbi@fisherphillips.com.

DATE: November 15, 2017

CHURCH STATE COUNCIL

By: /s/ Joseph E. Maloney _____
Joseph E. Maloney

Attorneys for Plaintiffs
LAURIE NADEAU, ROBYN COFFIN
and DAGNY MAGELSSSEN

DATE: November 15, 2017

FISHER & PHILLIPS LLP

By: /s/ Christopher S. Alvarez _____
Mark J. Jacobs
Christopher S. Alvarez

Attorneys for Defendants
WEALTH COUNSEL, LLC and
INSPERITY, INC.

ORDER

IT IS SO ORDERED.

Dated: November 28, 2017



MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE