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15	IN THE UNITED STATES DISTRICT COURT			
16	FOR THE EASTERN DISTRICT OF CALIFORNIA			
17	FOR THE EASTERN DIS			
18	LAURIE NADEAU; ROBYN COFFIN; and	Case No. 2:17-cv-00561-MCE-AC		
19	DAGNY MAGELSSEN,	JOINT STIPULATION AND ORDER		
20	Plaintiffs,	REGARDING CONTINUANCE OF DISCOVERY AND CASE DEADLINES		
21	V.			
22	WEALTH COUNSEL, LLC; INSPERITY,	Complaint Filed: March 15, 2017		
23	INC.,	FAC Filed: December 12, 2017 Trial Date: None Set		
24	Defendants.			
25				
26				
27				
28				
	JOINT STIPULATION AN CONTINUANCE OF DISCOVE			
	FPDOCS 34494838.1	CONTINUANCE OF DISCOVERY AND CASE DEADLINES FPDOCS 34494838.1 Dockets.Justia.com		

1	IT IS HEREBY STIPULATED AND AGREED, between Plaintiffs Laurie Nadeau,		
2	Robyn Coffin, and Dagny Magelssen (collectively "Plaintiffs"); and WealthCounsel, LLC and		
3	Insperity, Inc. (collectively "Defendants"), through their respective counsel of record, that the		
4	discovery completion date for this matter, which is currently set for November 15, 2018, be		
5	continued to May 15, 2019. This stipulation is based on the following recital:		
6	RECITAL		
7	1. On September 13, 2017, the Court entered an Order on Joint Stipulation for		
8	Temporary Stay of Proceeding Pending Mediation (EFC No. 20), which states that the case shall		
9	be deemed open for purposes of this Court's Initial Scheduling Order (EFC No. 3) as of		
10	November 15, 2017;		
11	2. Pursuant to the Court's March 15, 2017 Initial Scheduling Order, discovery is		
12	required to be completed no later than three hundred sixty-five (365) days from the date the		
13	federal case was opened, which set a discovery completion date of November 15, 2018;		
14	3. The Parties have propounded discovery, some of which resulted in a discovery		
15	dispute. Despite the Parties' meet and confer efforts, a discovery motion was filed, which was		
16	ultimately resolved by the Court. This caused a temporary postponement of discovery,		
17	specifically depositions, as a resolution of the discovery dispute was needed in order for the		
18	Parties to take meaningful depositions.		
19	4. The Parties have taken a number of depositions. There are currently six more		
20	depositions that are anticipated to be taken before the discovery cut-off date. However, the		
21	Parties anticipate additional depositions may be needed-a number of whom will likely be		
22	located outside of California. Because of the location of deponents and schedules of the		
23	deponents and counsel, these anticipated depositions will not take place until after November		
24	15, 2018.		
25	5. The Parties further anticipate additional written discovery may be needed relating		
26	to responses to written discovery and the testimony in upcoming depositions.		
27	///		
28	///		
	2 JOINT STIPULATION AND ORDER REGARDING CONTINUANCE OF DISCOVERY AND CASE DEADLINES		

1	6. Accordingly, the Parties respectfully request the Court continue the discovery		
2	completion date to May 15, 2019, so as to allow for the completion of depositions and written		
3	discovery and allow for any follow-up discovery that may be necessitated by the depositions.		
4	7. The Parties further respectfully request the Court modify its Initial Scheduling		
5	Order, ECF No. 3, subject to the Court's availability, to continue the following deadlines based		
6	on the continued discovery completion date of May 15, 2019:		
7	a. Extend expert disclosures in accordance with Federal Rule of Civil		
8	Procedure $26(a)(2)$ to no later than sixty (60) days after the close of discovery;		
9	b. Extend rebuttal expert disclosures in accordance with Federal Rule of		
10	Civil Procedure $26(a)(2)$ to no later than thirty (30) days after the designation of expert witnesses;		
11	c. Extend the deadline to file dispositive motions to no later than one		
12	hundred eighty (180) days after the close of non-expert discovery;		
13	d. Extend the deadline to file Joint Notice of Trial Readiness to no later than		
14	thirty (30) days after receive this Court's ruling(s) on the last filed dispositive motion(s); and		
15	e. Extend the deadline to file Joint Notice of Trial Readiness to no later than		
16	thirty (30) days after the close of the designation of supplemental expert witnesses if the Parties		
17	forgo the filing of dispositive motions.		
18	8. <b>GOOD CAUSE</b> exists for the stipulated continuance as follows:		
19	9. A continuance of the discovery completion date serves the interests of justice		
20	because the parties have not completed discovery, and continuing the discovery completion date		
21	will allow sufficient time for the parties to complete depositions and written discovery and		
22	conduct any follow up discovery.		
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	JOINT STIPULATION AND ORDER REGARDING		
	CONTINUANCE OF DISCOVERY AND CASE DEADLINES FPDOCS 34494838.1		

1	THEREFORE, the Parties hereby stipulate and agree to extend the aforementioned		
2	discovery deadlines as noted above.		
3			
4	DATE: September 13, 2018 CH	URCH STATE COUNCIL LLP	
5	5		
6		/s/ Jonathon Cherne Alan J. Reinach	
7	7	Jonathon Cherne	
8	3	Attorneys for Plaintiffs	
9		LAURIE NADEAU; ROBYN COFFIN; and DAGNY MAGELSSEN.	
10	DATE: September 17, 2018		
11	By:	/s/ Joseph E. Maloney	
12	2	Joseph E. Maloney	
13	3	Attorneys for Plaintiffs	
14		LAURIE NADEAU; ROBYN COFFIN; and DAGNY MAGELSSEN	
15	5		
16	5 DATE: September 19, 2018 FIS	HER & PHILLIPS LLP	
17	11 · · ·		
18	By:	/s/ Christopher S. Alvarez	
19		Mark J. Jacobs Christopher S. Alvarez	
20		Attorneys for Defendants	
21		WEALTH COUNSEL, LLC and	
22		INSPERITY, INC.	
23	IT IS SO ORDERED.		
24			
25		Law Alter	
26		MORRISON C. ENGLAND, JR	
27		UNITED STATES DISTRICT JUDGE	
28	3	4	
	JOINT STIPULATION AND ORDER REGARDING CONTINUANCE OF DISCOVERY AND CASE DEADLINES FPDOCS 34494838.1		