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BROKERAGE CONCEPTS, INC. and  
16 HEALTHNOW NEW YORK INC.

17  
18 **UNITED STATES DISTRICT COURT**  
19 **EASTERN DISTRICT OF CALIFORNIA**  
20 **SACRAMENTO DIVISION**

22 DAVE WELLER,

23 Plaintiff,

24 v.

25 HEALTHNOW NEW YORK, INC.;  
HEALTHNOW; BROKERAGE CONCEPTS,  
26 INC.; and DOES 1 through 100, inclusive,

27 Defendants.

CASE NO. 2:17-cv-00623-JAM-EFB

**SECOND JOINT STIPULATION AND  
ORDER TO EXTEND RESPONSIVE  
PLEADING DEADLINE OF DEFENDANT  
HEALTHNOW NEW YORK, INC.**

1 Plaintiff Dave Weller (“Plaintiff”) and Defendant Brokerage Concepts, Inc. (“BCI”), by and  
2 through their respective counsel of record, hereby stipulate as follows:

3 WHEREAS, the initial Complaint in this action was served on BCI on February 22, 2017 (ECF  
4 No. 1-1 at 47–48);

5 WHEREAS, this action was removed to this court on March 24, 2017 (ECF No. 1);

6 WHEREAS, BCI filed a response to the Complaint on March 31, 2017 (ECF No. 4);

7 WHEREAS, the initial Complaint in this action was served on Defendant HealthNow New York  
8 Inc. (“HNNY”) on March 23, 2017 (ECF No. 7);

9 WHEREAS, on April 13, 2017, the parties filed a Joint Stipulation to Extend Responsive  
10 Pleading Deadline of Defendant HealthNow New York, Inc. from April 17, 2017 to May 15, 2017 (ECF  
11 No. 9);

12 WHEREAS, the deadline for HNNY to respond to the initial Complaint is currently May 15,  
13 2017;

14 WHEREAS, the Parties are working together to determine who the proper Defendants in this  
15 matter are and anticipate reaching an agreement in the next two weeks.

16 NOW THEREFORE, in consideration of the foregoing, the parties, by and through their  
17 respective counsel of record, HEREBY STIPULATE and AGREE to extend the time for HealthNow  
18 New York Inc. to respond to the initial Complaint by fifteen (15) days, from the current response date of  
19 May 15, 2017 to the new response date of May 30, 2017.

20  
21 DATED: May 12, 2017

BOUCHER LAW

22  
23 By: /s/Robert L. Boucher  
24 Robert L. Boucher  
25 Attorney for Plaintiff  
DAVE WELLER

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1 DATED: May 12, 2017

GREENBERG TRAURIG, LLP

2  
3 By /s/ Michelle L. DuCharme

4 Kurt A. Kappes  
5 Michelle L. DuCharme  
6 Attorneys for Defendants  
7 BROKERAGE CONCEPTS, INC. and  
8 HEALTHNOW NEW YORK INC.

9  
10 **ORDER**

11 In view of the parties' Stipulation, the Court orders the time for HealthNow New York Inc. to  
12 respond to the initial Complaint by fifteen (15) days, from the current response date of May 15, 2017 to  
13 the new response date of May 30, 2017.

14 **IT IS SO ORDERED.**

15 Dated: 5/12/2017

16 /s/ John A. Mendez

17 Honorable John A. Mendez  
18 United States District Court Judge  
19 Eastern District of California  
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