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 9 Trustee, and DONALD P. STEINMEYER

10 UNITED STATES DISTRICT COURT

11 EASTERN DISTRICT OF CALIFORNIA – SACRAMENTO DIVISION

12 KAREN RIGSBY, Trustee of the)
 13 MARSH REVOCABLE TRUST OF)
 14 2003, and DONALD P. STEINMEYER,)
 15 an individual,)

16 Plaintiffs,)

17 vs.)

18 INTERCARE SPECIALITY RISK)
 19 INSURANCE SERVICES, INC., et al.)

20 Defendants.)

21 _____)
 22 and RELATED COUNTERCLAIM)
 _____)

Case No. 2:17-cv-01347-MCE-EFB

**STIPULATION AND ORDER TO
 MODIFY INITIAL PRETRIAL
 SCHEDULING ORDER AND JOINT
 REPORT OF THE PARTIES
 OUTLINING DISCOVERY PLAN**

On June 30, 2017, the Court entered its Initial Pretrial Scheduling Order herein (the “IPSO”). On November 13, 2017, the Court entered an order adopting the Joint Report of the Parties Outlining Discovery Plan (hereafter, “Discovery Plan”), pursuant to

**STIPULATION AND ORDER TO MODIFY INITIAL PRETRIAL SCHEDULING ORDER
 AND JOINT REPORT OF THE PARTIES OUTLINING DISCOVERY PLAN**

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1 Rule 26(f)(2) of the Federal Rules of Civil Procedure.

2 The parties in this action agree and stipulate that good cause exists to modify the
3 IPSO and Discovery Plan as set forth herein. Good cause exists in that:

4 a. The parties made their Initial Disclosures herein pursuant to
5 Fed.R.Civ.P. 26 on December 13, 2017.

6 b. On January 5, 2018, Plaintiffs propounded requests for production of
7 documents to all defendants. These requests requested production of Defendants'
8 documents on February 12, 2018.

9 c. Defendant Patriot National, Inc. ("Patriot") filed for bankruptcy
10 protection on January 30, 2018, thus effectively staying proceedings herein. A
11 stipulation to sever Patriot and proceed with the balance of the action has been
12 submitted to the Court.

13 d. Defendants ISR Holdings, Inc., also known as Intercare Specialty
14 Risk Insurance Services, Inc. ("ISR"), Phoenix Risk Management, Inc.
15 ("Phoenix") and Kevin Hamm ("Hamm") have responded to Plaintiffs' requests
16 for production of documents by stating that they are unable to complete the
17 production of the requested documents until June, 2018. The parties have met and
18 conferred about this delay. The above defendants continue to represent that they
19 cannot complete their necessary privilege review and production of documents
20 prior to June, 2018. This delay prevents the parties from proceeding with non-
21 expert discovery within the time frames contemplated by the IPSO and the
22 Discovery Plan.

1 e. Good cause exists to extend the deadline for completing non-expert
2 discovery that is set out in the IPSO and the Joint Report to November 30, 2018, in
3 view of the above delays.

4 Therefore, the parties stipulate and request the Court to enter an order that the
5 IPSO is modified as follows:

6 On p. 2, lines 17-18, the sentence shall be modified to read as follows:

7 “All discovery, with the exception of expert discovery, shall be completed no later
8 than November 30, 2018.”

9 In all other respects, the IPSO is unchanged.

10 Additionally, the parties stipulate and request the Court to enter an order that the
11 Discovery Plan is be modified as follows:

12 On p. 3, line 21, the deadline for completing depositions by oral examination shall
13 be modified to November 30, 2018.

14 On p. 4, line 5, the deadline for completing depositions by written questions shall
15 be modified to November 30, 2018.

16 In all other respects, the Discovery Plan is unchanged.

17 Dated: March 15, 2018

KATZOFF & RIGGS LLP

/s Robert R. Riggs

By: _____

Robert R. Riggs

Attorneys for Plaintiffs and Cross-
Defendants KAREN RIGSBY, Trustee
of the MARSH REVOCABLE TRUST
OF 2003, and DONALD P.

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Dated: March 15, 2018

STEINMEYER

LAW OFFICES OF PETER DUNN
LEMMON

/s Peter Dunn Lemmon

By: _____
Peter Dunn Lemmon

Attorneys for Defendant and Cross-
Complainant ISR HOLDINGS, INC. and
Defendant PHOENIX RISK
MANAGEMENT, INC.

Dated: March 15, 2018

LAW OFFICE OF DEWEY V.
HARPAINTER

/s Dewey V. Harpainter

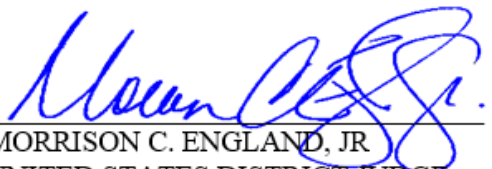
By: _____
Dewey V. Harpainter

Attorneys for Defendant KEVIN HAMM

By the Court:

Good cause appearing, IT IS SO ORDERED.

Dated: March 17, 2018


MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE