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13 Attorneys for Plaintiff  
 14 DAVID SARGSYAN

15 UNITED STATES DISTRICT COURT  
 16 EASTERN DISTRICT OF CALIFORNIA

17 DAVID SARGSYAN,  
 18 Plaintiff,

19 vs.

20 STATE FARM MUTUAL  
 21 AUTOMOBILE INSURANCE  
 COMPANY,  
 22  
 23 Defendant.

CASE NO. 2:17-cv-01432-KJM-EFB

**STIPULATION AND ORDER TO FILE FIRST  
 AMENDED COMPLAINT**

24 This Stipulation is entered into by and between plaintiff David Sargsyan (“plaintiff”) and  
 25 defendant State Farm Mutual Automobile Insurance Company (“State Farm”) (plaintiff and State  
 26 Farm collectively referred to herein as “Parties”) by and through their attorneys of record as  
 27 follows:  
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**I.**  
**RECITALS**

1. WHEREAS, on May 31, 2017 plaintiff filed the instant lawsuit against State Farm in Sacramento County Superior Court, Case No. 34-2017-00213318.
2. WHEREAS, on June 16, 2017 plaintiff served State Farm with the Complaint.
3. WHEREAS, on July 10, 2017 plaintiff filed a First Amended Complaint (“FAC”) in Sacramento County Superior Court.
4. WHEREAS, on July 11, 2017, without knowledge of plaintiff’s filing of the FAC, State Farm filed an Answer to the Complaint in Sacramento County Superior Court.
5. WHEREAS, on July 12, 2017, State Farm filed in the United States District Court for the Eastern District of California a Notice of Removal and Demand for Jury Trial.
6. WHEREAS, after State Farm filed its Answer to the Complaint and removed the instant case to this Court it received plaintiff’s FAC.
7. WHEREAS, plaintiff and State Farm now desire to file the FAC and State Farm’s Answer to the FAC in this Court as follows:

**II.**  
**STIPULATION**

THEREFORE, ALL PARTIES, by and through their counsel of record, hereby stipulate to the following:

1. Plaintiff will file his First Amended Complaint that was filed in Sacramento County Superior Court, Case No. in the United States District Court for the Eastern District of California, Case No. 2:17-cv-01432-KJM-EFB within five (5) days after entry of the attached proposed order.
2. State Farm will file an Answer to plaintiff’s First Amended Complaint within fifteen

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(15) days after entry of the attached proposed order.

**IT IS SO STIPULATED.**

Dated: August 22, 2017

GAVRILOV & BROOKS

By   
\_\_\_\_\_  
JOHN FRANKLIN RICHEY  
ELIEZER COHEN  
OGNIAN GAVRILOV  
Attorney for Plaintiff  
DAVID SARGSYAN

Dated: August 22, 2017

HAYES SCOTT BONINO ELLINGSON & McLAY, LLP

By   
\_\_\_\_\_  
STEPHEN M. HAYES  
STEPHEN P. ELLINGSON  
CHERIE M. SUTHERLAND  
Attorneys for Defendant  
STATE FARM MUTUAL AUTOMOBILE  
INSURANCE COMPANY

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**ORDER**

Pursuant to the Stipulation of the Parties, plaintiff will file its First Amended Complaint in the United States District Court for the Eastern District of California, Case No. 2:17-cv-01432-KJM-EFB within five (5) days after entry of this Order. State Farm will file an Answer to plaintiff's First Amended Complaint fifteen (15) days after entry of this Order.

**IT IS SO ORDERED.**

Dated: August 22, 2017.

  
UNITED STATES DISTRICT JUDGE