

W | V | B | R

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

JAMES WAGSTAFFE (95535)
wagstaffe@wvbrlaw.com
FRANK BUSCH (258288)
busch@wvbrlaw.com
**WAGSTAFFE, VON LOEWENFELDT,
BUSCH & RADWICK LLP**
100 Pine Street, Suite 725
San Francisco, CA 94111
Telephone: (415) 357-8900
Fax: (415) 357-8910

Attorneys for Plaintiff
MYRTLE STREET FLATS LLC, d/b/a Sunrise
Properties

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

MYRTLE STREET FLATS LLC, d/b/a Sunrise
Properties,

Plaintiff,

v.

CITY OF VALLEJO, a public entity,
VINCENT SPROETE, an individual, JACK
McARTHUR, an individual, DANIEL E.
KEEN, an individual, LONELL BUTLER, an
individual, ROBERT CHAMBERS, an
individual, MICHELLE HIGHTOWER, an
individual, EMERGENCY CONSTRUCTION
SERVICES, INC., a California corporation, and
DOES 1-25

Defendants.

Case No. 2:17-cv-01662-JAM-KJN

**STIPULATION TO CONTINUE PRE-
TRIAL CONFERENCE AND FOR
REFERRAL TO SETTLEMENT
CONFERENCE**

Judge: Hon. John A. Mendez

STIPULATION

This Stipulation is made and entered into by and between Plaintiff MYRTLE STREET FLATS LLC, d/b/a Sunrise Properties. ("Plaintiff") and Defendant City of Vallejo ("Defendant"), collectively ("the Parties"), in order to continue the pre-trial conference presently set for November 13, 2020 as the Parties have been engaged in settlement negotiations and believe this matter can be resolved. The Parties through their respective counsel of record, agree and stipulate, as follows:

1. That the date for the final pretrial conference currently set for Friday, November 13, 2020 and the date for the parties to file a joint pretrial statement be extended for a period of ninety (90) days in order to allow the parties sufficient time to explore settlement negotiations.

2. That the Court refer this matter to a magistrate judge to conduct a court convened settlement conference via remote means at the convenience of the Court.

IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

DATED: October 23, 2020

**WAGSTAFFE, VON LOEWENFELDT,
BUSCH & RADWICK LLP**

By: /s/ Frank Busch
FRANK BUSCH
Attorneys for Plaintiff
MYRTLE STREET FLATS LLC
d/b/a Sunrise Properties

DATED: October 23, 2020

/s/ Katelyn Knight (as authorized on 10/23/2020)
KATELYN M. KNIGHT
Assistant City Attorney
Attorneys for Defendant CITY OF VALLEJO

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: October 23, 2020

/s/ John A. Mendez

THE HONORABLE JOHN A. MENDEZ
UNITED STATES DISTRICT COURT JUDGE