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Attorneys for Defendant
 7 NATIONWIDE INVESTMENT SERVICES
 CORPORATION
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9 **UNITED STATES DISTRICT COURT**
 10 **EASTERN DISTRICT OF CALIFORNIA**

12 CHRIS ANDREW and RICHARD
 MAYBERRY, suing individually and by and
 13 on behalf of all others similarly situated,

14 Plaintiffs,

15 v.

16 CITY OF SACRAMENTO; NATIONWIDE
 INVESTMENT SERVICES CORPORATION,
 17 an Ohio Corporation; INTERNATIONAL
 CITY/COUNTY MANAGERS
 18 ASSOCIATION-RETIREMENT
 CORPORATION, a District of Columbia
 19 Company,

20 Defendants.

Case No. 2:17-cv-02266-JAM-KJN

**STIPULATION TO EXTEND TIME
 FOR DEFENDANTS TO RESPOND TO
 COMPLAINT (SECOND REQUEST)**

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STIP. TO EXTEND DEFENDANTS TIME
 TO RESPOND TO COMPL.
 2:17-CV-02266-JAM-KJN

1 Pursuant to Civil Local Rule 144(a), Plaintiffs Chris Andrew and Richard Mayberry
2 (“Plaintiffs”) and Defendants City of Sacramento (the “City”), Nationwide Investment Services
3 Corporation (“Nationwide”), and International City/County Managers Association-Retirement
4 Corporation (“ICMA”) (collectively, “Defendants”) hereby stipulate and agree, subject to Court
5 approval, to extend the time for Defendants to respond to the Complaint by 45 days, such that
6 Defendants new response date would be February 19, 2018. The parties have agreed to enter into
7 settlement discussions, and postponing the deadline for Defendants to respond to the Complaint
8 would allow the parties to focus their efforts on these discussions, rather than on drafting
9 responsive pleadings or motions. This is the second time each Defendant has requested Court
10 approval for an extension of time to respond to the Complaint. Each Defendant previously filed a
11 stipulated request for an extension to respond to the Complaint until January 5, 2018, all of which
12 were subsequently granted by the Court. *See* Doc. Nos. 9, 12 & 13. These prior stipulations
13 extended Nationwide’s and the City’s time to respond to the Complaint by 45 days (Doc. Nos. 9
14 & 12), and extended ICMA’s time to respond to the Complaint by 16 days (Doc. No. 13). This
15 request would not affect any other court-ordered deadline.

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17 *[signature page follows]*

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Dated: December 20, 2017

Respectfully submitted,
O'MELVENY & MYERS LLP

By: /s/ Randall W. Edwards
Randall W. Edwards
Attorneys for Defendant
NATIONWIDE INVESTMENT SERVICES
CORPORATION

Dated: December 20, 2017

Respectfully submitted,
MASTAGNI HOLSTEDT

By: /s/ Jeffrey R. A. Edwards
(as authorized on December 20, 2017)
Jeffrey R. A. Edwards
Attorneys for Plaintiffs
CHRIS ANDREW and RICHARD
MAYBERRY

Dated: December 20, 2017

Respectfully submitted,
BUCHALTER

By: /s/ Kevin T. Collins
Kevin T. Collins
(as authorized on December 20, 2017)
Attorneys for Defendant
CITY OF SACRAMENTO

Dated: December 20, 2017

Respectfully submitted,
MAYER BROWN, LLP

By: /s/ Andrew Z. Edelstein
Andrew Z. Edelstein
(as authorized on December 20, 2017)
Attorneys for Defendant
INTERNATIONAL CITY/COUNTY
MANAGERS ASSOCIATION-RETIREMENT
CORPORATION

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IT IS SO ORDERED. Defendants' deadline to respond to the Complaint shall be February 19, 2018.

DATED: 12/21/2017

/s/ John A. Mendez
Hon. John A. Mendez
United States District Court Judge