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NATIONWIDE INVESTMENT SERVICES
8 CORPORATION

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

11
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

**JOINT STIPULATION TO CONTINUE
DEADLINE TO FILE DISPOSITION
DOCUMENTS**

Hon. John A. Mendez

1 As set forth in the Court’s June 21, 2018 Minute Order (Doc. No. 28), Plaintiffs Chris
2 Andrew and Richard Mayberry, and Defendants City of Sacramento (the “City”), Nationwide
3 Investment Services Corporation (“Nationwide”), and International City/County Managers
4 Association-Retirement Corporation (“ICMA”) (collectively, “Parties”) reached a settlement in
5 principal during the June 21, 2018 settlement conference before Magistrate Judge Claire. Since
6 that time, the Parties have been drafting settlement documents; however, these documents have
7 not yet been finalized.

8 The June 21, 2018 Minute order set forth a deadline of September 26, 2018 for the Parties
9 to file final disposition documents. On September 24, 2018, the Parties filed a stipulation
10 requesting the deadline to file final disposition documents be extended to November 16, 2018.
11 (Doc. No. 29). That stipulated request was granted by the Court on September 25, 2018. (Doc.
12 No. 30). On November 15, the Parties filed a second stipulation requesting that the deadline to
13 file final disposition documents be extended to February 22, 2019. The second stipulated request
14 was granted by the Court on November 16, 2018.

15 The Parties are very close to finalizing the settlement agreement and expect to have a final
16 agreement by early March. However, the Parties will need additional time after finalizing the
17 settlement agreement to carry out certain terms of the agreement, before final disposition
18 documents can be filed. The Parties therefore request that the deadline to file final disposition
19 documents be extended to April 19, 2019.

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Dated: February 20, 2019

Respectfully submitted,
O'MELVENY & MYERS LLP

By: /s/ Susannah K. Howard
Susannah K. Howard
Attorneys for Defendant
NATIONWIDE INVESTMENT SERVICES
CORPORATION

Dated: February 20, 2019

Respectfully submitted,
MASTAGNI HOLSTEDT

By: /s/ Isaac S. Stevens
(as authorized on November 15, 2018)
Isaac S. Stevens
Attorneys for Plaintiffs
CHRIS ANDREW and RICHARD
MAYBERRY

Dated: February 20, 2019

Respectfully submitted,
BUCHALTER

By: /s/ Kevin T. Collins
Kevin T. Collins
(as authorized on November 15, 2018)
Attorneys for Defendant
CITY OF SACRAMENTO

Dated: February 20, 2019

Respectfully submitted,
MAYER BROWN, LLP

By: /s/ Andrew Z. Edelstein
Andrew Z. Edelstein
(as authorized on November 15, 2018)
Attorneys for Defendant
INTERNATIONAL CITY/COUNTY
MANAGERS ASSOCIATION-RETIREMENT
CORPORATION

1 **IT IS SO ORDERED.** The deadline for the Parties to file final disposition documents shall be
2 extended to April 19, 2019.

3 DATED: 2/21/2019

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