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7 Attorneys for Defendant  
 8 NATIONWIDE INVESTMENT SERVICES  
 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 RC”) (collectively, “Parties”) reached a settlement  
5 in 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 still  
7 not yet been finalized despite the Parties’ collaborative efforts.

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 file  
13 final disposition documents be extended to February 22, 2019. (Doc. No. 33). The second  
14 stipulated request was granted by the Court on November 16, 2018. (Doc. No. 34). On February  
15 20, 2019, the Parties filed a third stipulation requesting that the deadline to file final disposition  
16 documents be extended to April 19, 2019, 2019. (Doc. No. 35). The third stipulated request was  
17 granted by the Court on February 21, 2019. (Doc. No. 36). On April 17, 2019, the Parties filed a  
18 fourth stipulation requesting additional time to July 19, 2019. (Doc. No. 37). That stipulation was  
19 granted by the Court on April 18, 2019. (Doc. No. 38). On July 18, 2019, the Parties filed a fifth  
20 stipulation requesting addition time to August 30, 2019. (Doc. No. 40). That stipulation was  
21 granted by the Court on July 19, 2019 (Doc No. 41.)

22 The Parties have made significant progress and have a near final draft of their agreement,  
23 but request a limited amount of additional time to finalize the draft, get client approval, and obtain  
24 the required signatures. In addition, and critically, the Parties will need additional time after  
25 finalizing the settlement agreement to carry out certain terms of the agreement, before final  
26 disposition documents can be filed. The Parties therefore request that the deadline to file final  
27 disposition documents be extended to October 16, 2019.

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Dated: August 30, 2019

Respectfully submitted,  
O'MELVENY & MYERS LLP

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

Dated: August 30, 2019

Respectfully submitted,  
MASTAGNI HOLSTEDT

By: /s/ Isaac S. Stevens  
(as authorized on August 30, 2019)  
Isaac S. Stevens  
Attorneys for Plaintiffs  
CHRIS ANDREW and RICHARD  
MAYBERRY

Dated: August 30, 2019

Respectfully submitted,  
BUCHALTER

By: /s/ Kevin T. Collins  
Kevin T. Collins  
(as authorized on August 30, 2019)  
Attorneys for Defendant  
CITY OF SACRAMENTO

Dated: August 30, 2019

Respectfully submitted,  
MAYER BROWN, LLP

By: /s/ Andrew Z. Edelstein  
Andrew Z. Edelstein  
(as authorized on August 30, 2019)  
Attorneys for Defendant  
INTERNATIONAL CITY/COUNTY  
MANAGERS ASSOCIATION-RETIREMENT  
CORPORATION

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**IT IS SO ORDERED.** The deadline for the Parties to file final disposition documents shall be extended to October 16, 2019.

Dated: September 3, 2019

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