

1 DAVID P. MASTAGNI, ESQ. (SBN 57721)

david@mastagni.com

2 ISAAC S. STEVENS, ESQ. (SBN 251245)

istevens@mastagni.com

3 **MASTAGNI HOLSTEDT**

4 *A Professional Corporation*

1912 "I" Street

5 Sacramento, California 95811-3151

6 Telephone: (916) 446-4692

Facsimile: (916) 447-4614

7 Attorneys for Plaintiffs

8 CHRIS ANDREW and RICHARD MAYBERRY

9 **UNITED STATES DISTRICT COURT**

10 **EASTERN DISTRICT OF CALIFORNIA**

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

14 Plaintiffs,

15 v.

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

20 Defendants.

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

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

Hon. John A. Mendez

22 As set forth in the Court's June 21, 2018 Minute Order (Doc. No. 28), Plaintiffs Chris
23 Andrew and Richard Mayberry, and Defendants City of Sacramento (the "City"), Nationwide
24 Investment Services Corporation ("Nationwide"), and International City/County Managers
25 Association-Retirement Corporation ("ICMA RC") (collectively, "Parties") reached a settlement
26 in principal during the June 21, 2018 settlement conference before Magistrate Judge Claire.

27 The Parties recently completed and signed a final settlement agreement. However, the
28 Parties require a short amount of additional time to carry out terms of the agreement prior to filing

1 final disposition documents.

2 The June 21, 2018 Minute order set forth a deadline of September 26, 2018 for the Parties
3 to file final disposition documents. On September 24, 2018, the Parties filed a stipulation
4 requesting the deadline to file final disposition documents be extended to November 16, 2018.
5 (Doc. No. 29). That stipulated request was granted by the Court on September 25, 2018. (Doc.
6 No. 30). On November 15, the Parties filed a second stipulation requesting that the deadline to file
7 final disposition documents be extended to February 22, 2019. (Doc. No. 33). The second
8 stipulated request was granted by the Court on November 16, 2018. (Doc. No. 34). On February
9 20, 2019, the Parties filed a third stipulation requesting that the deadline to file final disposition
10 documents be extended to April 19, 2019. (Doc. No. 35). The third stipulated request was granted
11 by the Court on February 21, 2019. (Doc. No. 36). On April 17, 2019, the Parties filed a fourth
12 stipulation requesting additional time to July 19, 2019. (Doc. No. 37). That stipulation was granted
13 by the Court on April 18, 2019. (Doc. No. 38). On July 18, 2019, the Parties filed a fifth stipulation
14 requesting additional time to August 30, 2019. (Doc. No. 40). That stipulation was granted by the
15 Court on July 19, 2019. (Doc. No. 41). On August 30, 2019, the Parties filed a sixth stipulation
16 requesting additional time to October 16, 2019. (Doc. No. 42). That stipulation was granted by
17 the Court on September 3, 2019.

18 The Parties therefore request that the deadline to file final disposition documents be
19 extended to November 22, 2019, in order to carry out certain terms of the settlement agreement.

20
21 *[signature page follows]*
22
23
24
25
26
27
28

1 Dated: October 17, 2019

Respectfully submitted,

2

MAYER BROWN, LLP

3

4

By: /s/ Andrew Z. Edelstein
(as authorized 10/16/19)

5

Andrew Z. Edelstein

6

Attorneys for Defendant

7

INTERNATIONAL CITY/COUNTY

MANAGERS ASSOCIATION-RETIREMENT

CORPORATION

8

9 Dated: October 17, 2019

Respectfully submitted,

10

O'MELVENY & MYERS LLP

11

12

By: /s/ Susannah K. Howard
(as authorized 10/16/19)

13

Susannah K. Howard

14

Attorneys for Defendant

NATIONWIDE INVESTMENT SERVICES

CORPORATION

15

16 Dated: October 17, 2019

Respectfully submitted,

17

MASTAGNI HOLSTEDT, APC

18

By: /s/ Isaac S. Stevens

19

Isaac S. Stevens

20

Attorneys for Plaintiffs

CHRIS ANDREW and RICHARD

MAYBERRY

21

22 Dated: October 17, 2019

Respectfully submitted,

23

BUCHALTER

24

By: /s/ Kevin T. Collins
(as authorized 10/17/19)

25

Kevin T. Collins

26

Attorneys for Defendant

CITY OF SACRAMENTO

27

28

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

ORDER

IT IS SO ORDERED. The deadline for the Parties to file final disposition documents shall be extended to November 22, 2019.

DATED: 10/17/2019

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