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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. Specifically, the settlement agreement requires independent fiduciary
2 review prior to the filing of dispositional documents. This independent fiduciary review is not yet
3 complete. The Parties therefore request that the deadline to file final disposition documents be
4 extended to December 20, 2019.

5 The June 21, 2018 Minute Order set forth a deadline of September 26, 2018 for the Parties
6 to file final disposition documents. On September 24, 2018, the Parties filed a stipulation
7 requesting the deadline to file final disposition documents be extended to November 16, 2018.
8 (Doc. No. 29). That stipulated request was granted by the Court on September 25, 2018. (Doc.
9 No. 30). On November 15, the Parties filed a second stipulation requesting that the deadline to file
10 final disposition documents be extended to February 22, 2019. (Doc. No. 33). The second
11 stipulated request was granted by the Court on November 16, 2018. (Doc. No. 34). On February
12 20, 2019, the Parties filed a third stipulation requesting that the deadline to file final disposition
13 documents be extended to April 19, 2019. (Doc. No. 35). The third stipulated request was granted
14 by the Court on February 21, 2019. (Doc. No. 36). On April 17, 2019, the Parties filed a fourth
15 stipulation requesting additional time to July 19, 2019. (Doc. No. 37). That stipulation was granted
16 by the Court on April 18, 2019. (Doc. No. 38). On July 18, 2019, the Parties filed a fifth stipulation
17 requesting additional time to August 30, 2019. (Doc. No. 40). That stipulation was granted by the
18 Court on July 19, 2019. (Doc. No. 41). On August 30, 2019, the Parties filed a sixth stipulation
19 requesting additional time to October 16, 2019. (Doc. No. 42). That stipulation was granted by
20 the Court on September 3, 2019. On October 17, 2019 the Parties filed a seventh stipulation
21 requesting additional time to November 22, 2019. (Doc. No. 44). That stipulation was granted by
22 the Court on October 17, 2019. (Doc. No. 45).

23 The Parties therefore request that the deadline to file final disposition documents be
24 extended to December 20, 2019, in order to carry out certain terms of the settlement agreement.

25
26 *[signature page follows]*

1 Dated: November 25, 2019

Respectfully submitted,

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MAYER BROWN, LLP

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By: /s/ Andrew Z. Edelstein
(as authorized 11/25/19)

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Andrew Z. Edelstein

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Attorneys for Defendant

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INTERNATIONAL CITY/COUNTY

MANAGERS ASSOCIATION-RETIREMENT

CORPORATION

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9 Dated: November 22, 2019

Respectfully submitted,

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O'MELVENY & MYERS LLP

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By: /s/ Susannah K. Howard
(as authorized 11/22/19)

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Susannah K. Howard

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Attorneys for Defendant

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NATIONWIDE INVESTMENT SERVICES

CORPORATION

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17 Dated: November 25, 2019

Respectfully submitted,

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MASTAGNI HOLSTEDT, APC

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20

By: /s/ Isaac S. Stevens

Isaac S. Stevens

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Attorneys for Plaintiffs

22

CHRIS ANDREW and RICHARD

MAYBERRY

23

24 Dated: November 22, 2019

Respectfully submitted,

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BUCHALTER

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By: /s/ Kevin T. Collins
(as authorized 11/22/19)

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Kevin T. Collins

Attorneys for Defendant

CITY OF SACRAMENTO

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ORDER

IT IS SO ORDERED. The deadline for the Parties to file final disposition documents shall be extended to December 20, 2019.

Dated: 11/25/2019

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