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12 Attorneys for Defendants
 13 PROGRESSIVE CASUALTY INSURANCE COMPANY
 (erroneously sued also as PROGRESSIVE CASUALTY)
 14 and PROGRESSIVE COMMERCIAL CASUALTY
 COMPANY

15
 16 UNITED STATES DISTRICT COURT
 17 EASTERN DISTRICT OF CALIFORNIA

18
 19 MAKENZY DEGRAW,
 20 Plaintiff,

21 v.

22 PROGRESSIVE CASUALTY INSURANCE
 COMPANY, an Ohio Corporation;
 23 PROGRESSIVE COMMERCIAL CASUALTY
 COMPANY, an Ohio Corporation;
 24 PROGRESSIVE CASUALTY, an unincorporated
 association; and DOES 1 to 100 inclusive,
 25 Defendants.

Case No. 2-17-CV-02537-TLN-KJN

**STIPULATION TO FILE AMENDED
 COMPLAINT AND ORDER**

Complaint Filed: October 4, 2017

1 Plaintiff MAKENZY DEGRAW (“Plaintiff”) and Defendant PROGRESSIVE CASUALTY
2 INSURANCE COMPANY (erroneously sued also as PROGRESSIVE CASUALTY) (“Defendant”), by
3 and through their respective attorneys, pursuant to Federal Rule of Civil Procedure 15(a)(2), stipulate
4 and agree as follows:

5 WHEREAS, the parties engaged in meet and confer efforts regarding Plaintiff’s Complaint;

6 WHEREAS, the parties agree that, in lieu of Defendant filing a Rule 12 motion to narrow the
7 scope of the Complaint, the parties agree to Plaintiff’s filing of an Amended Complaint, attached hereto
8 as **Exhibit A**.

9 WHEREAS, the parties agree that this stipulation is made without prejudice to Defendant’s right
10 to deny the allegations or present defenses to the claims asserted in the Amended Complaint.

11 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

12 DATED: January 3, 2018

Respectfully submitted,

13 SHIMODA LAW CORP

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15 By: /s/ Erika R. C. Sembrano

16 Galen T. Shimoda
Erika R. C. Sembrano

17 Attorneys for Plaintiff
18 MAKENZY DEGRAW

19 DATED: January 3, 2018

SEYFARTH SHAW LLP

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21 By: /s. Tiffany T. Tran

22 Julie G. Yap
Tiffany T. Tran

23 Attorneys for Defendants
24 PROGRESSIVE CASUALTY INSURANCE
25 COMPANY (erroneously sued also as
26 PROGRESSIVE CASUALTY) and
PROGRESSIVE COMMERCIAL
CASUALTY COMPANY

1 **ATTESTATION**

2 I, Tiffany T. Tran, hereby certify that the content of this document is acceptable to Erika R. C.
3 Sembrano, counsel for Plaintiff, and that Ms. Sembrano has provided her authorization to affix her
4 electronic signature on this document.

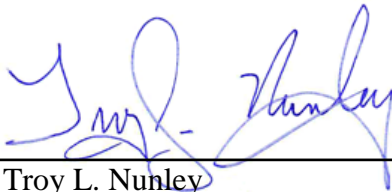
5 _____ /s/ Tiffany T. Tran

6 **ORDER**

7 Plaintiff shall file the Amended Complaint with the Court within seven (7) days of this order.

8 **IT IS SO ORDERED.**

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10 DATED: January 4, 2018

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13 Troy L. Nunley
14 United States District Judge
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