

1 **SHIMODA LAW CORP.**  
 Galen T. Shimoda (SBN 226752)  
 2 attorney@shimodalaw.com  
 Erika R. C. Sembrano (SBN 306635)  
 3 esembrano@shimodalaw.com  
 9401 East Stockton Blvd., Ste 200  
 4 Elk Grove, California 95624  
 Telephone: (916) 525-0716  
 5 Facsimile: (916) 760-3733

6 Attorneys for Plaintiff  
 MAKENZY DEGRAW

7 **SEYFARTH SHAW LLP**  
 8 Julie G. Yap (SBN 243450)  
 jyap@seyfarth.com  
 9 Tiffany T. Tran (SBN 294213)  
 ttran@seyfarth.com  
 10 400 Capitol Mall, Suite 2350  
 Sacramento, California 95814  
 11 Telephone: (916) 448-0159  
 Facsimile: (916) 558-4839

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

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 16 UNITED STATES DISTRICT COURT  
 17 EASTERN DISTRICT OF CALIFORNIA  
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 20 MAKENZY DEGRAW,  
 21 Plaintiff,  
 22 v.

23 PROGRESSIVE CASUALTY INSURANCE  
 COMPANY, an Ohio Corporation;  
 24 PROGRESSIVE COMMERCIAL CASUALTY  
 COMPANY, an Ohio Corporation;  
 25 PROGRESSIVE CASUALTY, an unincorporated  
 association; and DOES 1 to 100 inclusive,  
 26 Defendants.  
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Case No. 2-17-CV-02537-TLN-KJN

**STIPULATION TO EXTEND TIME TO  
 FILE RESPONSIVE PLEADING; ORDER**

Complaint Filed: October 4, 2017

1 Plaintiff MAKENZY DEGRAW (“Plaintiff”) and Defendants PROGRESSIVE CASUALTY  
2 INSURANCE COMPANY (erroneously sued also as PROGRESSIVE CASUALTY) and  
3 PROGRESSIVE COMMERCIAL CASUALTY COMPANY (“Defendants”), by and through their  
4 respective attorneys, pursuant to Eastern District Local Rule 144(a), stipulate and agree that good cause  
5 exists for a further brief extension of time for Defendants to respond to Plaintiff’s Complaint:

6 WHEREAS, Plaintiff’s Complaint was filed on October 4, 2017;

7 WHEREAS, Defendants were each served with the Complaint on November 1, 2017;

8 WHEREAS, Defendants timely removed the matter to the Eastern District of California on  
9 December 1, 2017;

10 WHEREAS, the parties previously stipulated and agreed that Defendants’ responsive pleading  
11 deadline was extended to December 22, 2017;

12 WHEREAS, the parties engaged in meet and confer efforts regarding Defendants’ asserted  
13 disputes regarding Plaintiff’s Complaint;

14 WHEREAS, Plaintiff agrees to file a First Amended Complaint but would like additional time to  
15 finalize the pleading to avoid unnecessary motion practice;

16 WHEREAS, Plaintiff anticipates filing a First Amended Complaint prior to Defendants’  
17 responsive pleading;

18 WHEREAS, the parties stipulate and agree that Defendants have up to and including January 5,  
19 2018 to file a response to Plaintiff’s Complaint;

20 WHEREAS, this stipulation, combined with the parties’ prior stipulation, does not exceed the  
21 28-day maximum extension permitted under Eastern District Local Rule 144(a).

22 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

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1 DATED: December 22, 2017

Respectfully submitted,

2 SHIMODA LAW CORP

3  
4 By: /s/ Erika R. C. Sembrano

5 Galen T. Shimoda  
Erika R. C. Sembrano

6 Attorneys for Plaintiff  
7 MAKENZY DEGRAW

8 DATED: December 22, 2017

SEYFARTH SHAW LLP

9  
10 By: /s. Tiffany T. Tran

11 Julie G. Yap  
Tiffany T. Tran

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

16 **ATTESTATION**

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

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21 \_\_\_\_\_ /s/ Tiffany T. Tran


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**ORDER**

The parties having so stipulated and good cause appearing:

IT IS ORDERED that Defendants shall have until January 5, 2018 to file their responsive pleading to Plaintiff's Complaint.

Dated: January 2, 2018



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Troy L. Nunley  
United States District Judge