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ANDREW CAREY and MARK WEINER  
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13 UNITED STATES DISTRICT COURT  
14 EASTERN DISTRICT OF CALIFORNIA

15 STORZ MANAGEMENT COMPANY, a  
California Corporation, and STORZ  
16 REALTY, INC.,

17 Plaintiffs,

18 vs.

19 ANDREW CAREY, an individual, and  
20 MARK WEINER, an individual,

21 Defendants.

22 And related cross-claim.  
23

No. 2:18-cv-00068-TLN-DB

**STIPULATION AND ORDER RE:  
MODIFICATION OF ORDER DATED  
APRIL 20, 2020 (DCKT. NO. 134)**

24 Plaintiffs/Counterdefendants Storz Management Company and Storz Realty, Inc.  
25 (“Plaintiffs”), together with Defendants/Counterclaimants Andrew Carey and Mark Weiner  
26 (“Defendants”) (Plaintiffs and Defendants referred to collectively as the “Parties”) hereby stipulate  
27 to and request a modification to the Court’s April 20, 2020 Order as follows:

28 WHEREAS, on or about February 14, 2020, the Court issued an Order (Dckt. # 125)



1 granting Defendants' Motion to Compel Continued Deposition of James Pierini as Storz  
2 Management Company's ("SMC") Person Most Knowledgeable (Dckt. # 116) and ordering  
3 Plaintiffs to produce witness James Pierini for a continued deposition as SMC's PMK by no later  
4 than March 13, 2010; and

5 WHEREAS, on or about March 12, 2020, the Court issued an Order (Dckt. # 130)  
6 modifying its February 14 Order to allow until April 17 for the Parties to complete the deposition  
7 of Mr. Pierini, given the scheduling difficulties created by current public health concerns; and

8 WHEREAS, on or about April 20, 2020, the Court issued an Order (Dckt. # 134)  
9 modifying its March 12 Order to allow until June 17 for the Parties to complete the deposition of  
10 Mr. Pierini, given the scheduling difficulties created by current public health concerns; and

11 WHEREAS, due to continued social distancing, travel, and other restrictions necessitated  
12 by the current public health environment, the Parties agree that the deposition needs to be  
13 continued to a later date; and

14 WHEREAS, the Parties jointly request that the Court modify its April 20, 2020 Order  
15 (Dckt. # 134) to allow additional time for the continued deposition of Mr. Pierini as SMC's PMK  
16 to take place.

17 NOW, THEREFORE, the Parties jointly request:

- 18 1. That the Court modify its April 20, 2020 Order (ECF Document No. 134) to allow  
19 Plaintiffs until September 17, 2020 to produce Mr. Pierini for his continued deposition  
20 as SMC's PMK.

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22 **IT IS SO STIPULATED AND AGREED.**

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1 Respectfully submitted,

2 DATED: June 15, 2020

LEWIS BRISBOIS BISGAARD & SMITH LLP

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By:           /s/ Christopher J. Bakes          

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Christopher J. Bakes  
Attorneys for Plaintiffs/Counterdefendants  
STORZ MANAGEMENT COMPANY, a  
California corporation, and STORZ REALTY,  
INC.

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DATED: June 15, 2020

WEINTRAUB TOBIN CHEDIAK COLEMAN  
GRODIN

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By:           /s/ James Kachmar (as authorized on 6/15/2020)          

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James Kachmar  
Attorneys for Defendants / Counterclaimants  
ANDREW CAREY and MARK WEINER

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**ORDER**

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Pursuant to the parties' stipulation, IT IS SO ORDERED.

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DATED: June 15, 2020

          /s/ DEBORAH BARNES            
UNITED STATES MAGISTRATE JUDGE

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