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 24 FCA US LLC f/k/a CHRYSLER GROUP LLC

25 **UNITED STATES DISTRICT COURT**
 26 **EASTERN DISTRICT OF CALIFORNIA**

27 SHAWN ALGER as an individual and on
28 behalf of all others similarly situated,

Plaintiff,

v.

FCA US LLC f/k/a CHRYSLER GROUP
LLC, a Delaware Corporation, and DOES 1
through 100, inclusive,

Defendants.

Case No.: 2:18-cv-00360-MCE-EFB

**STIPULATION TO EXTEND
 DISPOSITIVE MOTION DEADLINE;
 ORDER**

Assigned to Hon. Morrison C. England, Jr.
 Courtroom 7, 14th Floor
 Complaint Filed: February 16, 2018

1 Plaintiff Shawn Alger (“Plaintiff”) and Defendant FCA US LLC f/k/a Chrysler Group LLC
2 (“Defendant” or “FCA”) (collectively, the “Parties”), by and through their attorneys of record,
3 hereby stipulate as follows:

4 **STIPULATION**

5 WHEREAS, Plaintiff filed his initial complaint on February 15, 2018 [Dkt. No. 1] and his
6 class action complaint on February 16, 2018 [Dkt. No. 4];

7 WHEREAS, on February 18, 2020 the Court entered an order Granting Class Certification
8 [Dkt. No. 141];

9 WHEREAS, on April 10, 2018, the Court entered an Order allowing Plaintiff to file his SAC
10 by April 23, 2018 and granting the Parties’ proposed briefing schedule [Dkt. No. 12];

11 WHEREAS, Plaintiff filed his SAC on April 23, 2018 [Dkt. No. 13] and Defendant filed its
12 Answer to the SAC on May 14, 2018 [Dkt. No. 14];

13 WHEREAS, on May 7, 2020 the parties engaged in a mediation that did not result in a
14 settlement;

15 WHEREAS, on June 17, 2020 the court entered an order extending the time for the
16 completion of certain depositions to September 10, 2020 so that the parties could continue their
17 mediation efforts [Dkt. No. 165];

18 WHEREAS, on January 4, 2021 the court entered an order extending the time for the
19 completion of certain depositions to March 15, 2021 [Dkt. No. 169]

20 Whereas on May 10, 2021 the court entered an order extending the time for the parties to
21 exchange expert rebuttal reports to August 13, 2021 [Dkt. No. 173];

22 WHEREAS, the parties are still completing expert discovery, including expert depositions;

23 WHEREAS, the parties are continuing settlement negotiations;

24 WHEREAS, the Defendant needs to complete expert depositions before it can finalize its
25 Motion for Summary Judgment; and

26 WHEREAS, the parties believe that efficiencies will be achieved if the deadline for
27 Defendant’s Motion for Summary Judgment is extended for a period of 14 days while keeping all
28 other deadlines in place.

1 NOW, THEREFORE, undersigned counsel for the Parties, having met and conferred,
2 stipulate and agree as follows:

- 3 1. The deadline for FCA US LLC to file its Motion for Summary Judgment shall be
4 September 27, 2021.
- 5 2. Plaintiffs shall have 21 days to respond to FCA US LLC's Motion for Summary
6 Judgment.

7
8 Dated: September 10, 2021

Respectfully submitted,

9 KERSHAW, COOK & TALLEY PC

10 By: /s/ Stuart C. Talley

11 STUART C. TALLEY

12 WILLIAM A. KERSHAW

13 IAN J. BARLOW

14 Attorneys for Plaintiff and the putative Class

15 Dated: September 10, 2021

KLEIN THOMAS & LEE PLLC

16
17 By: /s/ Fred J. Fresard

18 Fred J. Fresard

19 Ian K. Edwards

Anthony S. Thomas


20 Attorneys for Defendant

21 FCA US LLC f/k/a/ Chrysler Group LLC

22 **ORDER**

23 IT IS SO ORDERED.

24
25 Dated: September 13, 2021

26
27 
28 MORRISON C. ENGLAND, JR.
SENIOR UNITED STATES DISTRICT JUDGE