1 STEPHEN N. HAVES (SIBN 83583) STEPHEN P. ELLINGSON (SBN 13505) 1AMIE A. RADACK (SBN 221000) HAYES SCOTT BONNOELLINGSON GUSLANI SIMONSON & CLAUSE LLP 999 Skyway Road, Suite 310 San Carlos, CA 94070 Telephone: 606.073.9100 Facsimile: 650.637.8071 6 Attorneys for Defendant STATE FARM MUTUAL AUTOMOBILE TNRURANCE COMPANY 8 RACHEL RENNO (SBN 272558) FOOS GAVIN LAW FIRM, P.C. 3947 Lemnane Drive, Suite 120 Sacramento, CA 95834 10 11 RAVEN DUNCAN 12 RAVEN DUNCAN 13 UNITED STATES DISTRICT COURT 14 EASTERN DISTRICT OF CALIFORNIA 15 RAVEN DUNCAN, an individual, 16 Plaintiff, 17 18 STATE FARM MUTUAL 19 AUTOMOBILE INSURANCE COMPANY, a corporation; and DOES 1 10 10 Defendants. </th <th></th> <th></th> <th></th>						
HAYES SCOTT BONINO ELLINGSON GUSLANI SIMONSON & CLAUSE LLP 999 Skyway Road, Suite 310 4 San Carlos, CA 94070 Telephone: 650.637.9100 Facsimile: 650.637.9101 6 Attorneys for Defendant STATE FARM MUTUAL AUTOMOBILE 7 1NSURANCE COMPANY 8 POOS GAVIN LAW FIRM, P.C. 3947 Lemnane Drive, Suite 120 Sacramento, CA 95834 10 Telephone: 916.779.3508 Attorneys for Plaintiff 12 RAVEN DUNCAN 13 UNITED STATES DISTRICT COURT 14 EASTERN DISTRICT OF CALIFORNIA 15 RAVEN DUNCAN, an individual, 16 17 18 STATE FARM MUTUAL 20 21 22 23 24 25 26 27 28 29 20 21		STEPHEN M. HAYES (SBN 83583) STEPHEN P. ELLINGSON (SBN 136505)				
 999 Skyway Road. Suite 310 Saraneato, Carlos, CA 94070 Telephone: 650.637.9100 Facsimile: 650.637.9100 Facsimile: 650.637.9100 Facsimile: 650.637.9100 Facsimile: 7 INSURANCE COMPANY RACHEL RENNO (SBN 272558) FOOS GAVIN LAW FIRM, P.C. 3947 Lennane Drive, Suite 120 Sacramento, CA 95834 Telephone: 916.779.3500 Facsimile: 916.779.3508 Autorneys for Plaintiff RAVEN DUNCAN UNITED STATES DISTRICT COURT RAVEN DUNCAN, an individual, Plaintiff, vs. STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY, a corporation; and DOES 1 Unstrate for the federal Rules of Civil Procedure, plaintiff Raven Duncan and State Farm Mutual Automobile Insurance Company ("State Farm,") by and through their respective counsel, hereby stipulate to partially revise the Court's September 27, 2019 Pretrial Scheduling Order and the deadline to complete VDRP as follows: 	2	HAYES SCOTT BONINO ELLINGSON				
4 San Carlos, CA. 94070 Telephone: 650, 637.9100 Facsimile: 650, 637.9100 Facsimile: 650, 637.8071 6 Attorneys for Defendant STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY 7 INSURANCE COMPANY 8 RACHEL RENNO (SBN 272558) FOOS GAVIN LAW FIRM, P.C. 3947 Lennane Drive, Suite 120 Sacramento, CA 95834 Telephone: 916, 779, 3500 Facsimile: 916, 779, 3500 Facsimile: 916, 779, 3508 11 Autorneys for Plaintiff RAVEN DUNCAN 12 RAVEN DUNCAN 13 UNITED STATES DISTRICT COURT 14 EASTERN DISTRICT OF CALIFORNIA 15 RAVEN DUNCAN, an individual, Plaintiff, vs. CASE NO. 2:18-ev-01174-KJM-AC 16 Plaintiff, vs. STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY, a corporation; and DOES 1 through 25, inclusive, STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY, a corporation; and DOES 1 through 25, inclusive, STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY, a corporation; and DOES 1 through 25, inclusive, STATE FARM DEADLINE TO COMPLETE VDRP 23 Pursuant to Rule 16(b) of the Federal Rules of Civil Procedure, plaintiff Raven Duncan and State Farm Mutual Automobile Insurance Company ("State Farm,") by and through their respective counsel, hereby stipulate to partially revise the Court's September 27, 2019 Pretrial Scheduling Order and the deadline to complete VDRP as follows:	3					
5 Facsimile: 650.637.8071 6 Attorneys for Defendant STATE FARM MUTUAL AUTOMOBILE 7 INSURANCE COMPANY 8 RACHEL RENNO (SBN 272558) FOOS GAVIN LAW FIRM, P.C. 9 3947 Lennane Drive, Suite 120 Sacramento, CA 95834 10 Facsimile: 916.779.3500 Facsimile: 916.779.3508 Attorneys for Plaintiff 12 RAVEN DUNCAN 13 UNITED STATES DISTRICT COURT 14 EASTERN DISTRICT OF CALIFORNIA 15 RAVEN DUNCAN, an individual, CASE NO. 2:18-cv-01174-KJM-AC 16 Plaintiff, Vs. 17 vs. STATE FARM MUTUAL 18 STATE FARM MUTUAL CASE NO. 2:18-cv-01174-KJM-AC 19 NUMTUAL CASE NO. 2:18-cv-01174-KJM-AC 18 STATE FARM MUTUAL COMPLETE VO AND ORDER TO PARTIAL LY REVISE THE COURT'S OCTOBER 10, 2018 PRETINIAL 19 Defendants. SCHEDULING ORDER AND DEADLINE TO 20 Inough 25, inclusive, SCHEDULING ORDER AND DEADLINE TO 21 Defendants. State Farm Mutual Automobile Insurance Company ("State Farm,") by and through their respective counsel, hereby stipulate to partially revise the Court's September 27, 2019 Pretrial Scheduling	4	San Carlos, CA 94070				
 STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY RACHEL RENNO (SBN 272558) FOOS GAVIN LAW FIRM, P.C. 9 3947 Lennane Drive, Suite 120 Sacramento, CA 95834 Telephone: 916.779.3508 Attorneys for Plaintiff RAVEN DUNCAN UNITED STATES DISTRICT COURT EASTERN DISTRICT OF CALIFORNIA RAVEN DUNCAN, an individual, Plaintiff, vs. STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY, a corporation; and DOES 1 through 25, inclusive, Defendants. Pursuant to Rule 16(b) of the Federal Rules of Civil Procedure, plaintiff Raven Duncan and State Farm Mutual Automobile Insurance Company ("State Farm,") by and through their respective counsel, hereby stipulate to partially revise the Court's September 27, 2019 Pretrial Scheduling Order and the deadline to complete VDRP as follows: 	5					
 INSURANCE COMPANY RACHEL RENNO (SBN 272558) FOOS GAVIN LAW FIRM, P.C. 39471 Lennare Drive, Suite 120 Sacramento, CA 95834 Telephone: 916.779.3500 Facsimile: 916.779.3500 Attorneys for Plaintiff RAVEN DUNCAN UNITED STATES DISTRICT COURT RAVEN DUNCAN RAVEN DUNCAN, an individual, CASE NO. 2:18-cv-01174-KIM-AC Plaintiff, VS. STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY, a corporation; and DOES 1 through 25, inclusive, Defendants. Pursuant to Rule 16(b) of the Federal Rules of Civil Procedure, plaintiff Raven Duncan and State Farm Mutual Automobile Insurance Company ("State Farm,") by and through their respective counsel, hereby stipulate to partially revise the Court's September 27, 2019 Pretrial Scheduling Order and the deadline to complete VDRP as follows: 	6	Attorneys for Defendant				
 FOOS GAVIN LAW FIRM, P.C. 3947 Lennane Drive, Suite 120 Sacramento, CA 95834 Telephone: 916.779.3500 Facsimile: 916.779.3508 Attorneys for Plaintiff RAVEN DUNCAN UNITED STATES DISTRICT COURT EASTERN DISTRICT OF CALIFORNIA RAVEN DUNCAN, an individual, Plaintiff, vs. STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY, a corporation; and DOES 1 through 25, inclusive, Defendants. Pursuant to Rule 16(b) of the Federal Rules of Civil Procedure, plaintiff Raven Duncan and State Farm Mutual Automobile Insurance Company ("State Farm,") by and through their respective counsel, hereby stipulate to partially revise the Court's September 27, 2019 Pretrial Scheduling Order and the deadline to complete VDRP as follows: 	7					
 3947 Lennane Drive, Suite 120 Sacramento, CA 95834 Telephone: 916.779.3500 Facsimile: 916.779.3500 Attorneys for Plaintiff RAVEN DUNCAN UNITED STATES DISTRICT COURT EASTERN DISTRICT OF CALIFORNIA RAVEN DUNCAN, an individual, CASE NO. 2:18-cv-01174-KJM-AC STATE FARM MUTUAL Plaintiff, vs. STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY, a corporation; and DOES 1 through 25, inclusive, Defendants. Pursuant to Rule 16(b) of the Federal Rules of Civil Procedure, plaintiff Raven Duncan and State Farm Mutual Automobile Insurance Company ("State Farm,") by and through their respective counsel, hereby stipulate to partially revise the Court's September 27, 2019 Pretrial Scheduling Order and the deadline to complete VDRP as follows: 	8					
 Telephone: 916.779.3500 Facsimile: 916.779.3508 Attorneys for Plaintiff RAVEN DUNCAN UNITED STATES DISTRICT COURT EASTERN DISTRICT OF CALIFORNIA RAVEN DUNCAN, an individual, Plaintiff, Vs. STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY, a corporation; and DOES 1 through 25, inclusive, Defendants. Pursuant to Rule 16(b) of the Federal Rules of Civil Procedure, plaintiff Raven Duncan and State Farm Mutual Automobile Insurance Company ("State Farm,") by and through their respective counsel, hereby stipulate to partially revise the Court's September 27, 2019 Pretrial Scheduling Order and the deadline to complete VDRP as follows: 	9	3947 Lennane Drive, Suite 120				
Attorneys for Plaintiff RAVEN DUNCAN 13 UNITED STATES DISTRICT COURT 14 EASTERN DISTRICT OF CALIFORNIA 15 RAVEN DUNCAN, an individual, CASE NO. 2:18-cv-01174-KJM-AC 16 Plaintiff, VS. 17 VS. STATE FARM MUTUAL 18 STATE FARM MUTUAL STATE FARM MUTUAL 19 AUTOMOBILE INSURANCE COMPANY, a corporation; and DOES 1 COMPLETE VDRP 20 befendants. COMPLETE VDRP 21 Defendants. Pursuant to Rule 16(b) of the Federal Rules of Civil Procedure, plaintiff Raven Duncan and State Farm Mutual Automobile Insurance Company ("State Farm,") by and through their respective counsel, hereby stipulate to partially revise the Court's September 27, 2019 Pretrial Scheduling Order and the deadline to complete VDRP as follows: 27 28	10	Telephone: 916.779.3500				
 RAVEN DUNCAN UNITED STATES DISTRICT COURT EASTERN DISTRICT OF CALIFORNIA RAVEN DUNCAN, an individual, Plaintiff, Plaintiff, vs. STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY, a corporation; and DOES 1 through 25, inclusive, Defendants. Pursuant to Rule 16(b) of the Federal Rules of Civil Procedure, plaintiff Raven Duncan and State Farm Mutual Automobile Insurance Company ("State Farm,") by and through their respective counsel, hereby stipulate to partially revise the Court's September 27, 2019 Pretrial Scheduling Order and the deadline to complete VDRP as follows: 	11					
14 EASTERN DISTRICT COURT 14 EASTERN DISTRICT OF CALIFORNIA 15 RAVEN DUNCAN, an individual, 16 Plaintiff, 17 vs. 18 STATE FARM MUTUAL 19 AUTOMOBILE INSURANCE COMPANY, a corporation; and DOES 1 19 Defendants. 20 Pursuant to Rule 16(b) of the Federal Rules of Civil Procedure, plaintiff Raven Duncan and 21 Defendants. 22 Pursuant to Rule 16(b) of the Federal Rules of Civil Procedure, plaintiff Raven Duncan and 24 State Farm Mutual Automobile Insurance Company ("State Farm,") by and through their respective 25 counsel, hereby stipulate to partially revise the Court's September 27, 2019 Pretrial Scheduling 26 Order and the deadline to complete VDRP as follows:	12					
15 RAVEN DUNCAN, an individual, CASE NO. 2:18-cv-01174-KJM-AC 16 Plaintiff, 17 vs. 18 STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY, a corporation; and DOES 1 10 through 25, inclusive, 21 Defendants. 22 Pursuant to Rule 16(b) of the Federal Rules of Civil Procedure, plaintiff Raven Duncan and 24 State Farm Mutual Automobile Insurance Company ("State Farm,") by and through their respective 25 counsel, hereby stipulate to partially revise the Court's September 27, 2019 Pretrial Scheduling 26 Order and the deadline to complete VDRP as follows:	13	UNITED STATES DISTRICT COURT				
RAVEN DUNCAN, an individual,CASE NO. 2:18-cv-01174-KJM-AC16Plaintiff,17vs.18STATE FARM MUTUAL19STATE FARM MUTUALAUTOMOBILE INSURANCECOMPANY, a corporation; and DOES 120through 25, inclusive,21Defendants.22Pursuant to Rule 16(b) of the Federal Rules of Civil Procedure, plaintiff Raven Duncan and23State Farm Mutual Automobile Insurance Company ("State Farm,") by and through their respective25counsel, hereby stipulate to partially revise the Court's September 27, 2019 Pretrial Scheduling26Order and the deadline to complete VDRP as follows:	14	EASTERN DISTRICT OF CALIFORNIA				
 Plaintiff, Vs. STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY, a corporation; and DOES 1 through 25, inclusive, Defendants. Pursuant to Rule 16(b) of the Federal Rules of Civil Procedure, plaintiff Raven Duncan and State Farm Mutual Automobile Insurance Company ("State Farm,") by and through their respective counsel, hereby stipulate to partially revise the Court's September 27, 2019 Pretrial Scheduling Order and the deadline to complete VDRP as follows: 	15	RAVEN DUNCAN, an individual.	CASE NO. 2:18-cv-01174-KJM-AC			
 17 vs. 18 STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY, a corporation; and DOES 1 through 25, inclusive, 21 Defendants. 22 Pursuant to Rule 16(b) of the Federal Rules of Civil Procedure, plaintiff Raven Duncan and State Farm Mutual Automobile Insurance Company ("State Farm,") by and through their respective counsel, hereby stipulate to partially revise the Court's September 27, 2019 Pretrial Scheduling Order and the deadline to complete VDRP as follows: 27 28 	16		STIPLI ATION AND ORDER TO			
18 19STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY, a corporation; and DOES 1 through 25, inclusive,SCHEDULING ORDER AND DEADLINE TO COMPLETE VDRP21Defendants.22Pursuant to Rule 16(b) of the Federal Rules of Civil Procedure, plaintiff Raven Duncan and State Farm Mutual Automobile Insurance Company ("State Farm,") by and through their respective counsel, hereby stipulate to partially revise the Court's September 27, 2019 Pretrial Scheduling Order and the deadline to complete VDRP as follows:27 28	17		PARTIALLY REVISE THE COURT'S			
 AUTOMOBILE INSURANCE COMPANY, a corporation; and DOES 1 through 25, inclusive, Defendants. Pursuant to Rule 16(b) of the Federal Rules of Civil Procedure, plaintiff Raven Duncan and State Farm Mutual Automobile Insurance Company ("State Farm,") by and through their respective counsel, hereby stipulate to partially revise the Court's September 27, 2019 Pretrial Scheduling Order and the deadline to complete VDRP as follows: 	18		SCHEDULING ORDER AND DEADLINE TO			
 COMPANY, a corporation; and DOES 1 through 25, inclusive, Defendants. Pursuant to Rule 16(b) of the Federal Rules of Civil Procedure, plaintiff Raven Duncan and State Farm Mutual Automobile Insurance Company ("State Farm,") by and through their respective counsel, hereby stipulate to partially revise the Court's September 27, 2019 Pretrial Scheduling Order and the deadline to complete VDRP as follows: 	19		COMPLETE VDRP			
21Defendants.222323Pursuant to Rule 16(b) of the Federal Rules of Civil Procedure, plaintiff Raven Duncan and242425counsel, hereby stipulate to partially revise the Court's September 27, 2019 Pretrial Scheduling26Order and the deadline to complete VDRP as follows:2728		COMPANY, a corporation; and DOES 1				
 22 23 Pursuant to Rule 16(b) of the Federal Rules of Civil Procedure, plaintiff Raven Duncan and 24 State Farm Mutual Automobile Insurance Company ("State Farm,") by and through their respective 25 counsel, hereby stipulate to partially revise the Court's September 27, 2019 Pretrial Scheduling 26 Order and the deadline to complete VDRP as follows: 27 28 						
 Pursuant to Rule 16(b) of the Federal Rules of Civil Procedure, plaintiff Raven Duncan and State Farm Mutual Automobile Insurance Company ("State Farm,") by and through their respective counsel, hereby stipulate to partially revise the Court's September 27, 2019 Pretrial Scheduling Order and the deadline to complete VDRP as follows: 28 						
Pursuant to Rule 16(b) of the Federal Rules of Civil Procedure, plaintiff Raven Duncan and State Farm Mutual Automobile Insurance Company ("State Farm,") by and through their respective counsel, hereby stipulate to partially revise the Court's September 27, 2019 Pretrial Scheduling Order and the deadline to complete VDRP as follows: 28						
 State Farm Mutual Automobile Insurance Company ("State Farm,") by and through their respective counsel, hereby stipulate to partially revise the Court's September 27, 2019 Pretrial Scheduling Order and the deadline to complete VDRP as follows: 27 28 		Pursuant to Rule 16(b) of the Federal Rules of Civil Procedure, plaintiff Raven Duncan and				
 counsel, hereby stipulate to partially revise the Court's September 27, 2019 Pretrial Scheduling Order and the deadline to complete VDRP as follows: 27 28 		State Farm Mutual Automobile Insurance Company ("State Farm,") by and through their respective				
27 28		counsel, hereby stipulate to partially revise the Court's September 27, 2019 Pretrial Scheduling				
28	26	Order and the deadline to complete VDRP as follows:				
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STIPULATION AND ORDER TO REVISE THE COURT'S SCHEDULING ORDER CASE NO. 2:18-cv-01174-KJM-AC

1	I. RECITALS					
2						
3	1.	Pursuant to the Court's October 10, 2018 Pretrial Scheduling Order, State Farm and				
4	plaintiff begai	n engaging in thorough meet and confer discussions retarding State Farm's motion for				
5	summary judg	summary judgment, or in the alternative, partial summary judgment ("Motion") on September 25,				
6	2019.					
7	2.	During the meet and confer process related to the Motion, counsel raised issues that				
8	required furth	er investigation by the parties.				
9	3.	Also during the meet and confer process related to the Motion, the parties engaged in				
10	discussions regarding the potential for settlement.					
11	4.	For the purpose of potentially narrowing the issues to be presented in State Farm's				
12	Motion, and to	o further explore the potential for settlement, the parties agreed to request leave of the				
13	Court to continue the Pretrial Scheduling Order and deadline to complete VDRP for 90 days, which					
14	was granted on September 27, 2019.					
15	5.	The parties were able to resolve some but not all of the issues raised during their				
16	meet and confer efforts regarding the Motion.					
17	6.	The parties were unable to reach a settlement, and have agreed to proceed with				
18	scheduling VI	DRP.				
19	7.	On September 12, 2019, the parties chosen neutral, John A. Whitesides advised the				
20	parties that he	has a conflict of interest with State Farm, and therefore the parties should choose a				
21	different neut	ral. He also noted that plaintiff's motion to remand was set for hearing on October 3,				
22	2019, which ruling may disqualify the matter for VDRP.					
23	8.	The ADR Program Director has not assigned an alternative neutral.				
24	9.	The Court has not yet ruled on plaintiff's motion to remand.				
25	10.	Accordingly, the parties hereby stipulate to partially revising the Court's Pretrial				
26	Scheduling O	rder and deadline to complete VDRP as follows:				
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28						
1	1082134	-2-				

1		II.				
2	The parties hereby stipulat	STIPULATION	e following revisions to the Court's			
3		The parties hereby stipulate, and request approval of the following revisions to the Court's				
4	Event	ial Scheduling Order and deadline to complete VDRP: Current Deadline Requested New Deadline				
5	Dispositive Motion Hearing	February 7, 2020	May 8, 2020			
6	Complete VDRP	March 6, 2020	June 5, 2020			
7	Discovery Cut-Off	April 17, 2020	July 17, 2020			
8	Expert Disclosures	May 15, 2020	August 14, 2020			
9	Expert Reports	June 2, 2020	September 2, 2020			
10	Expert Discovery Cut-Off	July 2, 2020	October 2, 2020			
11		•				
12						
13	Dated: November 14, 2019	FOOS GAVIN LAW FIRM, P.C.				
14						
15						
16		By <u>/S/ Rachel Renno</u> RACHEL RENNO				
17		Attorneys for Plaintiff RAVEN DUNCAN				
18						
19	Duted. 100venioer 14, 2019	SIMONSON & CLAUSE LLP				
20						
21		By <u>/S/ Jamie A. Radack</u>				
22		STEPHEN M. HAYES STEPHEN P. ELLINGSON				
23		JAMIE A. RADACK Attorneys for Defendant				
24			RM MUTUAL AUTOMOBILE E COMPANY			
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	1082134	-3- RDER TO REVISE THE COUR	T'S SCHEDUI INC ODDED			

1	1 ORDER						
2	The Court, having reviewed the parties' Stipulation to Partially Revise the Court's Pretrial						
3	Scheduling Order and deadline to c	omplete VDRP, hereby GRAM	NTS the parties' request. The new				
4	deadlines are as follows:						
5	Event	Previous Deadline	New Deadline				
6	Dispositive Motion Hearing	February 7, 2020	May 15, 2020 ¹				
7	Complete VDRP	March 6, 2020	June 5, 2020				
8	Discovery Cut-Off	April 17, 2020	July 17, 2020				
9	Expert Disclosures	May 15, 2020	August 14, 2020				
10	Expert Reports	June 2, 2020	September 2, 2020				
11	Expert Discovery Cut-Off	July 2, 2020	October 2, 2020				
12	IT IS SO ORDERED. Dated:						
13	November 15, 2019						
14	InA mind a						
15	UNITED STATES DISTRICT JUDGE						
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28	¹ May 15, 2020, reflects a date design 1082134	gnated for hearing law and mo -4-	tion matters.				
		DER TO REVISE THE COURT'S	SCHEDULING ORDER				

CASE NO. 2:18-cv-01174-KJM-AC