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11	Attorneys for Defendant SONIFI SOLUTIONS, INC.		
12	SOMPT SOLUTIONS, INC.		
13	UNITED STATES DISTRICT COURT		
14	EASTERN DISTRICT OF CALIFORNIA		
15	MARK ALBERT FULLER,	CASE NO. 2:19-cv-01447-MCE-EFB	
16	Plaintiff,	STIPULATION AND ORDER TO	
17	V.	CONTINUE DEFENDANT SONIFI SOLUTIONS, INC.'S DEADLINE TO RESPOND TO PLAINTIFF'S	
18	SONIFI SOLUTIONS, INC.; COLONY	COMPLAINT	
19	CAPITAL; AND LODGE NET CORPORATION, and DOES 1 – 250,		
20	inclusive.		
21	Defendants.	Action Filed:July 29, 2019Trial Date:None Set	
22	Pursuant to Local Rule 143, Plaintiff MARK ALBERT FULLER ("Plaintiff") and		
23	Defendant SONIFI SOLUTIONS, INC. ("Defendant") stipulate to and request that the Court		
24	enter an order, without further notice or hearing, continuing Defendant's deadline to respond to		
25	Plaintiff's Complaint up to, and including, November 1, 2019. The parties' stipulation and		
26	proposed order is made based on the following facts:		
27	///		
28	1 STIPULATION AND ORDER TO CONTINUE		
	DEFENDANT SONIFI SOLUTIONS, INC.'S		
	DEADLINE TO RESPOND TO PLAINTIFF'S COMPLAINT	Case No.: 2:19-CV-01447-MCE-EFB Fuller v. SONIFI Solutions	

Plaintiff filed the instant action on July 29, 2019. Plaintiff's Complaint originally
 named three defendants: SONIFI Solutions, Inc., Colony Capital, and Lodge Net Corporation
 ("Defendants"). Plaintiff alleges ten causes of action in a detailed, 10-page Complaint. (Doc. 1)

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 Defendants originally retained the services of the firm, Carothers DiSante & Freudenberger LLP, ("prior defense counsel") to provide legal representation in this case. Through prior defense counsel, Defendants executed waivers of service. (Docs. 4-5) The waivers of service set Defendants' response deadline as October 4, 2019.

- 8 3. On September 3, 2019, Plaintiff's counsel and prior defense counsel submitted a
 9 Stipulation and Proposed Order to dismiss Defendants Colony Capital and Lodge Net
 10 Corporation without prejudice. (Doc. 9) The Court granted the Proposed Order and dismissed
 11 Defendants Colony Capital and Lodge Net Corporation without prejudice, leaving Defendant
 12 SONIFI Solutions, Inc. as the remaining defendant. (Doc. 10)
- 4. On or about September 4, 2019, Defendant retained Jackson Lewis P.C. ("defense
 counsel") to substitute in as defense counsel for this pending litigation.
- 5. Upon retention, defense counsel at Jackson Lewis immediately began gathering
 information for use in evaluating Plaintiff's Complaint and preparing a responsive pleading.
 Given the number of causes of action presented, which include allegations of financial fraud,
 defense counsel requires additional time to prepare a complete response to Plaintiff's Complaint.
 The current response deadline additionally falls just after the end of Defendant's fiscal quarter. As
 a result, defense counsel's investigation has been curtailed by business needs and the limited
 availability of fact witnesses.
- 6. Plaintiff's counsel and defense counsel stipulate and agree to extend Defendant's
 deadline to respond to the Complaint up to, and including, November 1, 2019. This extension of
 time will not delay the milestone case deadlines set by the Court, and will not prejudice the
 parties or the Court. For these reasons, the parties seek the Court's approval to extend
 Defendant's response deadline up to, and including, November 1, 2019.
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STIPULATION AND ORDER TO CONTINUE DEFENDANT SONIFI SOLUTIONS, INC.'S DEADLINE TO RESPOND TO PLAINTIFF'S COMPLAINT 2

1	IT IS SO STIPULATED.	
2	Dated: September 27, 2019	SAMUEL J. FRAZIER, III
3		
4		By: <u>/s/ Sam Frazier (as authorized on 9.27.19)</u> SAMUEL JEFFERSON FRAZIER, III
5		Attorney for Plaintiff
6		MARK ALBERT FULLER
7		
8	Dated: September 27, 2019	JACKSON LEWIS P.C.
9		
10		By: <u>/s/ Sierra Vierra</u> JAMES T. JONES
11		SIERRA VIERRA Attorneys for Defendant
12		SONIFI SOLUTIONS, INC.
13		
14	IT IS SO ORDERED.	
15	DATED: October 4, 2019	
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18		Moun Ola .
19		MORRISON C. ENGLAND, JR.
20		UNITED STATES DISTRICT JUDGE
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28	STIPULATION AND ORDER TO CONTINUE	3
	DEFENDANT SONIFI SOLUTIONS, INC.'S DEADLINE TO RESPOND TO PLAINTIFF'S COMPLAINT	Case No.: 2:19-CV-01447-MCE-EFB Fuller v. SONIFI Solutions

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