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17 **UNITED STATES DISTRICT COURT**  
 18 **EASTERN DISTRICT OF CALIFORNIA**

20 BRIAN PICKARD,  
 21 Plaintiff,  
 22 v.  
 23 SAVE MART SUPERMARKETS dba FOOD  
 MAXX #471,  
 24 Defendant.

Case No. 2:20-CV-00280-KJM-EFB

**JOINT STIPULATION TO EXTEND  
 RESPONSIVE PLEADING DEADLINE  
 (L.R. 144(a))**

Complaint Filed: February 6, 2020  
 First Amended Complaint Filed: February 26,  
 2021

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UFCW EMPLOYERS BENEFIT PLAN OF NORTHERN  
CALIFORNIA GROUP ADMINISTRATION, LLC and  
9 JACQUES LOVEALL

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1 Defendants Save Mart Supermarkets (“Save Mart”), the UFCW Employers Benefit Plan of  
2 Northern California Group Administration LLC (the “UFCW Group Administration LLC”),  
3 Jacques Loveall, as Trustee and on behalf of UFCW Comprehensive Benefits Trust (erroneously  
4 sued as “Jacques Loveall, as Trustee of UFCW Employers Benefit Plan”) (“UCBT”), and Plaintiff  
5 Brian Pickard (“Plaintiff”) (collectively, the “Parties”) by and through their respective counsel of  
6 record, hereby stipulate and agree as follows:

7 WHEREAS, the initial Complaint in this action was filed on February 6, 2020 (Docket No.  
8 1);

9 WHEREAS, Save Mart answered the initial Complaint on March 13, 2020 (Docket No. 7);

10 WHEREAS, on February 26, 2021, Plaintiff filed the First Amended Complaint (“FAC”)  
11 naming the UFCW Group Administration LLC and UCBT and adding additional claims for relief  
12 against them (Docket No. 19);

13 WHEREAS, pursuant to the Court’s Order dated February 22, 2021 (Docket No. 18),  
14 which granted the stipulation jointly filed by Plaintiff and Save Mart on February 11, 2021  
15 (Docket No. 17), Save Mart’s current deadline to answer or otherwise respond to the FAC is  
16 March 29, 2021;

17 WHEREAS, pursuant to the waivers of service entered into among Plaintiff, the UFCW  
18 Group Administration LLC, and UCBT on March 15, 2021 (Docket Nos. 21-22), the current  
19 deadline for the UFCW Trust and Mr. Loveall to answer or otherwise respond to the FAC is May  
20 10, 2021;

21 WHEREAS, the Parties have agreed to participate in the Court’s Voluntary Dispute  
22 Resolution Program (“VDRP”);

23 WHEREAS, on March 24, 2021, Plaintiff, the UFCW Group Administration LLC, and  
24 UCBT stipulated to extend deadline for the UFCW Group Administration LLC and UCBT to  
25 answer or otherwise respond to the FAC to allow the Parties to participate in the VDRP without  
26 having to unnecessarily expend resources on a responsive pleading and potential motion practice;

27 WHEREAS, on March 25, 2021, Plaintiff and Save Mart stipulated to extend the deadline  
28 for Save Mart to answer or otherwise respond to the FAC to allow the Parties to participate in the



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Dated: March 29, 2021

PERKINS ASBILL, A Professional Law Corporation

By: /s/ Robin K. Perkins (as authorized on 03/29/21)  
ROBIN K. PERKINS  
NATALIA D. ASBILL-BEAROR

Attorneys for Plaintiff  
BRIAN PICKARD

Dated: March 29, 2021

MCCRACKEN, STEMERMAN & HOLSBERY, LLP

By: /s/ Kimberly A. Hancock (as authorized on 03/29/21)  
KIMBERLY A. HANCOCK

Attorneys for Defendant  
UFCW EMPLOYERS BENEFIT PLAN OF  
NORTHERN CALIFORNIA GROUP  
ADMINISTRATION, LLC and JACQUES  
LOVEALL, AS TRUSTEE AND ON BEHALF OF  
UFCW COMPREHENSIVE BENEFITS TRUST

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**ORDER**

Pursuant to the Stipulation filed by the Parties, the deadline for Save Mart, the UFCW Group Administration LLC, and UCBT to answer or otherwise respond to the First Amended Complaint shall be extended to a date twenty-one (21) days after the completion of VDRP.

**IT IS SO ORDERED.**

DATED: March 30, 2021.

  
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CHIEF UNITED STATES DISTRICT JUDGE