

MATTHEW J. RUGGLES (SBN 173052)  
**RUGGLES LAW FIRM**  
7940 CALIFORNIA AVENUE  
FAIR OAKS, CA 95628  
TEL: (916) 758-8058  
FAX: (916) 758-8048  
[mruggles@ruggleslawfirm.com](mailto:mruggles@ruggleslawfirm.com)

ATTORNEY FOR PLAINTIFF  
KERI KUBOKAWA VOGTMANN

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

KERI KUBOKAWA VOGTMANN,

Plaintiff,

vs.

LIBERTY IT SOLUTIONS, LLC.;  
INSPERITY PEO SERVICES, L.P.;  
and DOES 1 through 50, inclusive,

Defendants.

Case No. 2:21-cv-01912-TLN-KJN

**STIPULATION AND ORDER  
EXTENDING DISCOVERY  
DEADLINE**

1 Plaintiff KERI KUBOKAWA VOGTMANN and Defendant LIBERTY IT  
2 SOLUTIONS, LLC, by and through their counsel of record, hereby stipulate and request as  
3 follows:  
4

5 1. This case was filed in the United States District Court for the Eastern District of  
6 California (Sacramento) on October 13, 2021.

7 2. Defendant LIBERTY IT SOLUTIONS, LLC filed an Answer to the Complaint  
8 on November 12, 2021.

9 3. Defendant INSPERITY PEO SERVICES, L.P. was voluntarily dismissed  
10 pursuant to the parties' stipulation on December 16, 2021.

11 4. Pursuant to Section III of the District Court's Initial Pretrial Scheduling Order  
12 dated October 14, 2021 [Docket No. 4], all discovery was to be completed no later than (240)  
13 days from the date upon which the last answer may be filed with the Court pursuant to the Federal  
14 Rules of Civil Procedure, or approximately on or before July 10, 2022.  
15

16 5. Since the case was filed, the parties have exchanged Initial Disclosures as well as  
17 written discovery. Plaintiff propounded written discovery to Defendant in December 2021,  
18 which Defendant responded to in April 2022. Defendant propounded written discovery to  
19 Plaintiff in March 2022, which Plaintiff responded to in June 2022.  
20

21 6. In March and April of 2022, Plaintiff's counsel Matthew Ruggles sent (former)  
22 Defense counsel Kristin Smith multiple email messages requesting available dates for the  
23 depositions of three employees of Defendant: Eddie Urso, Mark Merz and Amanda Beylo.  
24 Despite several requests for available dates, Defense Counsel did not offer any dates or make any  
25 response to Plaintiff's counsel's inquiries.  
26  
27  
28

1           7.       On July 26, 2022, Defense Counsel Omar F. Hassan contacted Plaintiff's counsel  
2 and informed Plaintiff's counsel that going forward, Mr. Hassan and his colleague Keith Smith  
3 would be taking over the litigation within the firm, and that Kristin Smith, Esq. and Alicia  
4 Kenyon, Esq. no longer would be involved in the lawsuit.

5  
6           8.       In response to Defense Counsel's email on July 26, 2022, Plaintiff's counsel again  
7 requested available dates for the depositions of the same three individuals: Amanda Beylo, Mark  
8 Merz and Eddie Urso. However, July 26, 2022 was more than 240 days from the filing of  
9 Defendant's Answer to the Complaint.

10  
11           9.       Defense Counsel has also, on multiple occasions, requested available dates for the  
12 deposition of Plaintiff from Plaintiff's counsel, but no dates were provided until recently, namely  
13 September 14, 2022.

14           10.      After meeting and conferring by telephone, Defense Counsel and Plaintiff's  
15 Counsel stipulated and agreed to request that the District Court extend the discovery deadline to  
16 January 31, 2023 so that the parties can complete discovery, including but not limited to the  
17 following depositions: Eddie Urso (scheduled for 10/10/22), Mark Merz (scheduled for 10/12/22)  
18 and Amanda Beylo (scheduled for 10/14/22) and Plaintiff's deposition (not yet scheduled).

19  
20           11.      The parties have not requested any prior extensions of time for the deadlines set  
21 forth in the Initial Pretrial Scheduling Order

22  
23 ///

24 ///

25 ///

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27
- 28

RUGGLES LAW FIRM

4  
5

WOOD, SMITH, HENNING & BERMAN LLP

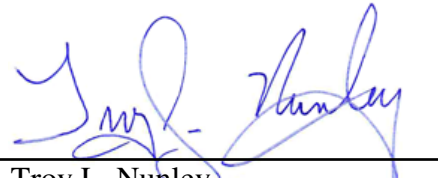
9  
10  
11

**ORDER**

Based upon the Stipulation and request by the parties to extend the discovery deadline to January 31, 2023, and good cause appearing, it is ordered that the deadline to complete all discovery shall be January 31, 2023.

**IT IS SO ORDERED.**

DATED: September 14, 2022

  
\_\_\_\_\_  
Troy L. Nunley  
United States District Judge