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17 **UNITED STATES DISTRICT COURT**
 18 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

19 J. JASON REYNOLDS,
 20
 21 Plaintiff, on behalf of himself and all
 22 others similarly situated,
 23
 24 v.
 25
 26 DIRECT FLOW MEDICAL, INC; DAN
 27 LEMAITRE; JOHN DAVID BOYLE;
 28 GORDON BISHOP; PAUL LAVIOLETTE;
 and YUVAL BINUR,
 Defendants.

Case No. 4:17-cv-00204-KAW

Hon. Kandis A. Westmore

**JOINT STIPULATION AND [PROPOSED]
 ORDER TO EXTEND DEADLINE TO
 AMEND COMPLAINT TO ADD
 ADDITIONAL PARTIES**

1 Pursuant to Federal Rules of Civil Procedure Rule 16(b)(4) and Rules 7, 7-12 and 16-2(d),
2 Plaintiff J. Jason Reynolds and Defendants Direct Flow Medical, Inc. (“DFM”), Dan Lemaitre, John
3 David Boyle, Gordon Bishop, Paul LaViolette, and Yuval Binur hereby stipulate and agree to request
4 that the Court modify the Case Management Schedule currently governing this case so that the deadline
5 for filing any Amended Complaint in this action be extended to February 28, 2018 rather than the
6 current deadline of December 29, 2017.

7 The parties make this request on the following grounds:

8 1. Since last appearing before the Court, the parties have agreed to mediation. The earliest
9 date they were able to secure a date for mediation with an agreed-upon mediator was January 29, 2018.

10 2. This date is considerably later than the December 29, 2017 deadline to amend the
11 complaint.

12 3. The current parties are aware of two additional potential parties against whom additional
13 claims may need to be added to this matter depending on the outcome of the currently scheduled
14 January 29, 2018, mediation.

15 In the interest of seeing whether the matter can be resolved expediently and without the
16 necessity of making such claims against such additional parties, the parties hereby agree to jointly
17 request this change to the Case Management Schedule.

18
19 DATED: November 8, 2017

Respectfully submitted,

20 **GIBBS LAW GROUP LLP**

21 By: /s/ Steven M. Tindall

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8 *Attorneys for Plaintiff*

9 Dated: November 14, 2017

10 **ANDERIES & GOMES LLP**

11 By: /s/ Allan J. Gomes

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20 *Attorneys for Defendants Direct Flow Medical, Inc.; Dan
21 Lemaitre, John David Boyle, Gordon Bishop, Paul
22 LaViolette, and Yuval Binur*

23 * * *

24 **ATTESTATION OF E-FILED SIGNATURE**

25 I, Steven M. Tindall, am the ECF User whose ID and password are being used to file the
26 foregoing **JOINT STIPULATION AND [PROPOSED] ORDER TO EXTEND DEADLINE TO**
27 **AMEND COMPLAINT TO ADD ADDITIONAL PARTIES.** In compliance with Civil L.R. 5-
28 1(i)(3), I hereby attest that the other signatories listed have concurred in this filing.

Dated: November 14, 2017

By: /s/ Steven M. Tindall
Steven M. Tindall

1 **~~PROPOSED~~ ORDER MODIFYING CASE MANAGEMENT ORDER**

2 Pursuant to the Stipulation of the Parties, and good cause appearing therefor, the Case
3 Management Order for this case is and will be so modified. The new deadline for any amendment to
4 the Complaint to add parties or claims will be February 28, 2018.

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6 **IT IS SO ORDERED.**

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8
9 Dated: 11/13/17


10 HONORABLE KANDIS A. WESTMORE
11 UNITED STATES MAGISTRATE JUDGE
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