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IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON

JULI ANN SWEENY,  
  
Plaintiff,  
  
v.  
  
NATIONSTAR MORTGAGE, LLC, a  
Delaware limited liability company,  
  
Defendant.

NO. 2:16-cv-01424-RSL

**STIPULATION OF PARTIES AND  
[PROPOSED] ORDER THEREON  
EXTENDING EXPERT WITNESS  
REPORT DATE**

Noting Date: May 8, 2017

I. **RELIEF REQUESTED**

Plaintiff Juli Ann Sweeny and Defendant Nationstar Mortgage LLC ("Nationstar")  
request the Court grant an extension of time of 28 days for them to exchange reports of expert

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1 witnesses, pursuant to Fed. R. Civ. P. 26(a)(2). Ms. Sweeny and Nationstar have been and are  
2 currently engaging in settlement negotiations. To that end, the parties request this extension  
3 to determine whether the litigation may be resolved without the expenditure of unnecessary  
4 time and incurring unnecessary additional fees not related to settlement efforts and potential  
5 dismissal of the litigation. The parties request the deadline for the exchange of expert reports  
6 be extended from May 10, 2017, to June 7, 2017.

## 7 **II. FACTUAL BACKGROUND AND PROCEDURAL POSTURE**

8 Plaintiff filed this action on August 4, 2016, in King County Superior Court.  
9 Nationstar removed the case to this Court on September 7, 2016. Ms. Sweeny and Nationstar  
10 have engaged in settlement discussions since shortly after Nationstar was served with the  
11 Summons. Ms. Sweeny took one month to respond to Nationstar's last offer, and is in the  
12 process of formulating a counter-demand. The parties believe it will be mutually beneficial to  
13 allow additional time to explore settlement, and determine whether further litigation will be  
14 required. To that end, they request an extension of time of four weeks, from May 10, 2017, to  
15 June 7, 2017, to disclose expert witness reports.

## 16 **III. ARGUMENT**

17 LCR 7(j) provides in relevant part:

18 A motion for relief from a deadline should, whenever possible, be filed  
19 sufficiently in advance of the deadline to allow the court to rule on the motion  
20 prior to the deadline.... If a true, unforeseen emergency exists that prevents a  
21 party from meeting a deadline, and the emergency arose too late to file a  
22 motion for relief from the deadline, the party should contact the adverse party,  
23 meet and confer regarding an extension, and file a stipulation and proposed  
24 order with the court....

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1 Here, because this is a stipulated motion under LCR 10(g), it is noted as a same-day  
2 motion under LCR (d)(1). The parties have met and conferred and agreed that a four week  
3 extension should provide enough time for the parties to determine if they are able to achieve  
4 settlement and enter a settlement agreement, including a dismissal with prejudice, or else  
5 provide expert witness reports to each other. The Court granted two previous extensions to  
6 the parties to file their Joint Status Report. This is the first request for additional time  
7 concerning discovery submitted by any party, and this request is made in good faith without  
8 purpose of delay.

9 WHEREFORE, the Parties respectfully request an extension of time of four weeks,  
10 from May 10, 2017, to June 7, 2017, to disclose expert witness reports.

11 Dated this 8th day of May, 2017.

12 /s/ Craig S. Sternberg  
13 Craig S. Sternberg, WSBA No. 00521  
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20 *Attorneys for Plaintiff*

21 Dated this 8th day of May, 2017.

22 /s/ Barbara L. Bollero  
23 Ann T. Marshall, WSBA No. 23533  
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*Attorneys for Defendant Nationstar Mortgage LLC*

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED this 11<sup>th</sup> day of May, 2017.



\_\_\_\_\_  
JUDGE ROBERT S. LASNIK  
U.S. District Court Judge

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