

Judge Thomas S. Zilly

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**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

RICHARD BRADDOCK,

Plaintiff,

vs.

ZAYCON FOODS, LLC, a Washington
limited liability company; FRANK R.
MARESCA, JANE DOE MARESCA and the
marital community composed thereof;
MICHAEL GIUNTA, JANE DOE GIUNTA
and the marital community composed thereof;
MIKE CONRAD, JANE DOE CONRAD and
the marital community composed thereof; and
ADAM KREMIN, JANE DOE KREMIN and
the marital community composed thereof,

Defendants.

No. 2:16-cv-01756-TSZ

STIPULATION AND ORDER RENOTING
PLAINTIFF’S AND INDIVIDUAL
DEFENDANTS’ MOTIONS FOR
PARTIAL SUMMARY JUDGMENT

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STIPULATION

All parties, through their respective counsel undersigned, stipulate as follows:

1. The parties filed motions for partial summary judgment on October 24 and 25, 2018. Dkt. #s 119, 124.

2. The motions are currently noted on the motion calendar for December 7, 2018. Dkt. # 128.

3. Good cause exists to re-note the parties' summary judgment motions for the reasons set forth below.

4. Attorney Geana Van Dessel changed firms to Kutak Rock LLP effective October 1, 2018, and subsequently withdrew from the instant action. Dkt. # 115.

5. On December 3, 2018, attorney Van Dessel filed her Notice of Association of Counsel for Defendants Frank R. Maresca and Jane Doe Maresca. Dkt. # 137.

6. Attorney Van Dessel filed a Notice of Appearance for Defendants Michael Giunta and Jane Doe Giunta on December 4, 2018. Dkt. # 145.

7. As of the filing of this Stipulation, Attorney Van Dessel has not received a copy of her prior firm's client file, but has been advised it will be delivered tomorrow, December 6, 2018. Attorney Van Dessel will need to incorporate the file in her new firm's system, and have time to adequately participate in the preparation of the reply brief in support of the Individual Defendants' Motion for Partial Summary Judgment.

8. In addition, Attorney Van Dessel is traveling this week between Spokane and Portland, Oregon, and has other competing professional obligations, including briefing due this week, client meetings Friday, December 7 and a federal court appearance next week in Yakima, Washington.

9. Further, attorney Sarah E. Elsdon, counsel for Defendants Maresca, Kremin, and Conrad, must travel to and appear in another federal court matter in Houston, Texas on Friday, December 7, 2018.

1 10. Counsel for Individual Defendants consulted with Plaintiff's Counsel, who
2 agreed to stipulate to the request to re-note Defendants' summary judgment motion, in return for
3 the same courtesy for Plaintiff's motion.

4 11. This request is not made for purposes of delay and will not prejudice the parties by
5 extending the respective reply deadlines by one-week.

6 12. The parties stipulate and agree to re-note their respective summary judgment
7 motions to December 14, 2018.

8 Respectfully stipulated and submitted this 5th day of December, 2018.

9
10 By s/ Sarah E. Elsden

Sarah E. Elsden, WSBA #51158
LEE & HAYES, PC
601 W. Riverside Ave., Ste. 1400
Spokane, WA 99201
Telephone: (509) 944-4682
Fax: (509) 323-8979
Sarah.Elsden@leehayes.com

11
12
13
14
15 Attorney for Defendants Frank R. Maresca, Jane Doe
16 Maresca, Mike Conrad, Jane Doe Conrad, Adam Kremin
17 and Jane Doe Kremin

18 By: s/ Geana M. Van Dessel

Geana M. Van Dessel, WSBA #35969
KUTAK ROCK LLP
510 West Riverside Avenue, Suite 800
Spokane, WA 99201-0506
Telephone: (509) 747-4040
Facsimile: (509) 747-4545
Geana.VanDessel@KutakRock.com

19
20
21
22
23 Attorneys for Defendant Frank R. Maresca and Jane Doe
24 Maresca and Michael Giunta and Jane Doe Giunta

1 By s/David L. Tift

2 David L. Tift, WSBA #13213
3 Michael Jay Brown, WSBA #9224
4 RYAN, SWANSON & CLEVELAND, PLLC
5 1201 Third Avenue, Suite 3400
6 Seattle, Washington 98101-3034
7 Telephone: (206) 464-4224
8 Facsimile: (206) 583-0359
9 brown@ryanlaw.com
10 tift@ryanlaw.com

11 David G. Trachtenberg, NYSB #1671023
12 Leonard A. Rodes, NYSB #1927144
13 Trachtenberg Rodes & Friedberg LLP
14 545 Fifth Avenue, Suite 640
15 New York, New York 10017
16 Phone: 212-972-2929
17 Fax: 212-972-7581
18 Email: dtrachtenberg@trflaw.com

19 Attorneys for Plaintiff Richard Braddock

20 By s/ Elizabeth Yingling

21 Elizabeth L. Yingling, TXBA #16935975
22 (admitted Pro Hac Vice)
23 BAKER & MCKENZIE LLP
24 1900 North Pearl, Ste. 1500
25 Dallas, TX 75201
26 Telephone: (214) 978-3039
27 Fax: (214) 965-5972
Elizabeth.yingling@bakermckenzie.com

28 By s/ Heidi B. Bradley

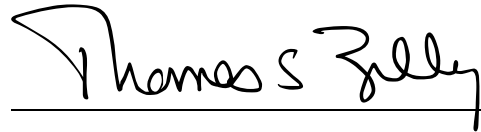
29 Heidi B. Bradley, WSBA #35759
30 Genevieve York-Erwin, WSBA #49820
31 LANE POWELL PC
32 1420 Fifth Avenue, Suite 4200
33 P.O. Box 91302
34 Seattle, WA 98111-9402
35 Phone: (206) 223-7437
36 Fax: (206) 223-7107
37 yorkerwing@lanepowell.com
bradleyh@lanepowell.com

Attorneys for Defendants ZAYCON FOODS, LLC,
MICHAEL GIUNTA, JANE DOE GIUNTA

1 **ORDER**

2 The Court, having reviewed the above stipulation, finds good cause exists to re-note the
3 parties' respective Motions for Partial Summary Judgment (Dkt. # 119 and Dkt. # 124) from
4 December 7, 2018, to December 14, 2018. Both parties' reply briefing will be due on the noting
5 date, pursuant to local rule.

6 DATED this 6th day of December, 2018.

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9 Thomas S. Zilly
United States District Judge

10 Presented by:

11 By s/ Sarah E. Elsden

12 Sarah E. Elsden, WSBA #51158
13 LEE & HAYES, PC
14 601 W. Riverside Ave., Ste. 1400
15 Spokane, WA 99201
16 Telephone: (509) 944-4682
17 Fax: (509) 323-8979
18 Sarah.Elsden@leehayes.com

19 Attorney for Defendants Frank R. Maresca,
20 Jane Doe Maresca, Mike Conrad, Jane Doe Conrad,
21 Adam Kremin and Jane Doe Kremin

22 By: s/ Geana M. Van Dessel

23 Geana M. Van Dessel, WSBA #35969
24 KUTAK ROCK LLP
25 510 West Riverside Avenue, Suite 800
26 Spokane, WA 99201-0506
27 Telephone: (509) 747-4040
Facsimile: (509) 747-4545
Geana.VanDessel@KutakRock.com

Attorneys for Defendants Frank R. Maresca
Jane Doe Maresca, Michael Giunta, and
Jane Doe Giunta

1 By s/ David L. Tift

2 David L. Tift, WSBA #13213
3 Michael Jay Brown, WSBA #9224
4 RYAN, SWANSON & CLEVELAND, PLLC
5 1201 Third Avenue, Suite 3400
6 Seattle, Washington 98101-3034
7 Telephone: (206) 464-4224
8 Facsimile: (206) 583-0359
9 brown@ryanlaw.com
10 tift@ryanlaw.com

11 By s/ David G. Trachtenberg

12 David G. Trachtenberg, NYSB #1671023
13 Leonard A. Rodes, NYSB #1927144
14 Trachtenberg Rodes & Friedberg LLP
15 545 Fifth Avenue, Suite 640
16 New York, New York 10017
17 Phone: 212-972-2929
18 Fax: 212-972-7581
19 Email: dtrachtenberg@trflaw.com

20 Attorneys for Plaintiff Richard Braddock

21 By s/ Elizabeth L. Yingling

22 Elizabeth L. Yingling, TXBA #16935975
23 (admitted Pro Hac Vice)
24 BAKER & MCKENZIE LLP
25 1900 North Pearl, Ste. 1500
26 Dallas, TX 75201
27 Telephone: (214) 978-3039
28 Fax: (214) 965-5972
29 Elizabeth.yingling@bakermckenzie.com

30 By s/ Heidi B. Bradley

31 Heidi B. Bradley, WSBA #35759
32 Genevieve York-Erwin, WSBA #49820
33 LANE POWELL PC
34 1420 Fifth Avenue, Suite 4200
35 P.O. Box 91302
36 Seattle, WA 98111-9402
37 Phone: (206) 223-7437
38 Fax: (206) 223-7107
39 yorkerwing@lanepowell.com
40 bradleyh@lanepowell.com

41 Attorneys for Defendants Zaycon Foods, LLC,
42 Michael Giunta, Jane Doe Giunta

43 STIPULATION AND ORDER
44 RE-NOTING THE PARTIES'
45 MOTIONS FOR SUMMARY JUDGMENT - 6
46 2:16-cv-1756-TSZ

LEE & HAYES, P.C.
601 West Riverside Ave., Suite 1400
Spokane, Washington 99201
Telephone: (509) 324-9256 Fax: (509) 323-8979