

THE HONORABLE MARSHA J. PECHMAN

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

2FL ENTERPRISES, LLC, a Washington  
limited liability company,

Plaintiff,

v.

HOUSTON SPECIALTY INSURANCE  
COMPANY, a foreign insurance  
company,

Defendant.

No. 2:17-cv-00676 MJP

STIPULATED MOTION &  
PROPOSED ORDER TO AMEND  
ORDER SETTING TRIAL DATE  
AND RELATED DATES

NOTE ON MOTION CALENDAR:  
February 1, 2018

Plaintiff 2FL Enterprises and Defendant Houston Specialty Insurance Company jointly  
move the court for an Order Amending the Order Setting Trial Dates and Related Dates *Dkts.*  
13, 15.

Currently, the deadline for disclosure of expert testimony under Fed. R. Civ. P. (a)(2) is  
February 7, 2018 and disclosure of rebuttal witnesses is March 9, 2018; the deadline to  
complete discovery is April 9, 2018, and all discovery motions must be noted on the motion

STIPULATED MOTION & ORDER TO AMEND ORDER  
SETTING TRIAL DATE AND RELATED DATES - 1

CASE NO. 2:17-cv-00676 MJP

HARPER | HAYES PLLC  
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Telephone: 206-340-8010  
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1 calendar no later than the Friday before that. This is the parties' first request to amend the  
 2 order setting trial dates and related dates.

3 Good cause exists for a modification of the case schedule. This case is an insurance  
 4 coverage dispute arising out of an underlying lawsuit against 2FL: *MCS Investments, LLC v.*  
 5 *2FL Enterprises, LLC*, King County Superior Court Case No. 16-2-09143-1 SEA.

6 2FL filed a Motion for Partial Summary Judgment on September 7, 2017. *Dkt. 16.*  
 7 The Court's Order has the potential to greatly impact the need for experts and scope of  
 8 necessary discovery in this matter. The parties therefore request that the Court amend the case  
 9 schedule to ensure efficient and productive discovery.

10 Accordingly, the parties ask that the Court extend the following deadlines:

| Case Event                                         | Old Date | New Date |
|----------------------------------------------------|----------|----------|
| Disclosure of expert testimony under FRCP 26(a)(2) | 2/7/18   | 3/7/18   |
| Disclosure of Rebuttal Witnesses                   | 3/9/18   | 4/6/18   |
| Discovery completed by                             | 4/9/18   | 5/7/18   |

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 16 No party will be prejudiced by the extension of these deadlines and a short extension  
 17 of these dates will not impact the other dates in the Court's Order.

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DATED this 1st day of February 2018.

HARPER | HAYES PLLC

LEWIS BRISBOIS BISGAARD & SMITH LLP

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By: s/ Gregory S. Worden

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STIPULATED MOTION & ORDER TO AMEND ORDER  
SETTING TRIAL DATE AND RELATED DATES - 3

CASE NO. 2:17-cv-00676 MJP

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**II. ORDER**

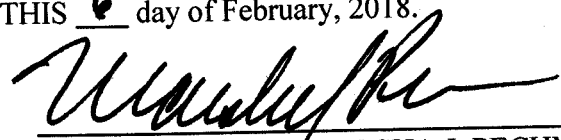
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Based on the above stipulation, IT IS ORDERED:

The Court amends the following deadlines of the Order Setting Trial Dates and Related Dates:

| Case Event                                         | Old Date | New Date |
|----------------------------------------------------|----------|----------|
| Disclosure of expert testimony under FRCP 26(a)(2) | 2/7/18   | 3/7/18   |
| Disclosure of Rebuttal Witnesses                   | 3/9/18   | 4/6/18   |
| Discovery completed by                             | 4/9/18   | 5/7/18   |

DONE IN OPEN COURT THIS 6 day of February, 2018.



THE HONORABLE MARSHA J. PECHMAN  
UNITED STATES DISTRICT COURT

Presented by:

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STIPULATED MOTION & ORDER TO AMEND ORDER  
SETTING TRIAL DATE AND RELATED DATES - 4

CASE NO. 2:17-cv-00676 MJP

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**CERTIFICATE OF SERVICE**

The undersigned certifies under penalty of perjury under the laws of the United States that on the below date I served this document on the following parties and counsel of record in the manner indicated:

**Attorneys for Houston Specialty Insurance**

Gregory S. Worden  
Sarah E. Demaree  
Lewis Brisbois Bisgaard & Smith LLP  
1111 3<sup>rd</sup> Avenue, Suite 2700  
Seattle, WA 98101

- Via USDC CM-ECF system
- Via U.S. Mail
- Via Messenger
- Via email: Gregory.Worden@lewisbrisbois.com
- Via email: Sarah.Demaree@lewisbrisbois.com

I further certify that, pursuant to Section III(M) of the *U.S. District Court Amended Electronic Filing Procedures*, I electronically delivered a proposed Order in Word format to the following judge's email:

**EMAIL ADDRESS**  
pechmanorders@wawd.uscourts.gov

DATED *February 1, 2018* in Seattle, Washington.

  
Grace Kimm