

THE HONORABLE MARSHA J. PECHMAN

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23

**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
One Union Square
600 University Street, Suite 2420
Seattle, Washington 98101
Telephone: 206-340-8010
Facsimile: 206-260-2852

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

15
 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.

18 /// /// ///

19 /// /// ///

20 /// /// ///

21 /// /// ///

22 /// /// ///

23 /// /// ///

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23

DATED this 1st day of February 2018.

HARPER | HAYES PLLC

LEWIS BRISBOIS BISGAARD & SMITH LLP

By: s/ Gregory L. Harper

By: s/ Gregory S. Worden

Gregory L. Harper, WSBA No. 27311

Gregory S. Worden, WSBA No. 24262

s/ Charles K. Davis

s/ Sarah Demaree

Charles K. Davis, WSBA No. 38231

Sarah Demaree, WSBA No. 49624

600 University Street, Suite 2420

1111 Third Avenue, Suite 2700

Seattle, WA 98101

Seattle, WA 98101

Tel. 206.340.8010

Tel. 206.436.2020

Fax. 206.260.2852

Fax. 206.436.2030

Email: greg@harperhayes.com

Email: Gregory.Worden@lewisbrisbois.com

cdavis@harperhayes.com

Sarah.Demaree@lewisbrisbois.com

Attorneys for Plaintiff

Attorneys for Defendant

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

CASE NO. 2:17-cv-00676 MJP

HARPER | HAYES PLLC
One Union Square
600 University Street, Suite 2420
Seattle, Washington 98101
Telephone: 206-340-8010
Facsimile: 206-260-2852

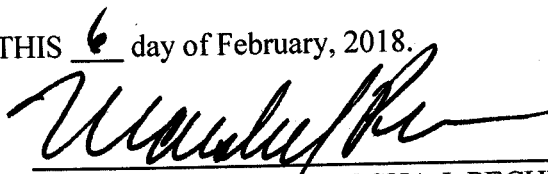
II. ORDER

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:

HARPER | HAYES PLLC

LEWIS BRISBOIS BISGAARD & SMITH LLP

By: s/ Gregory L. Harper
 Gregory L. Harper, WSBA No. 27311
s/ Charles K. Davis
 Charles K. Davis, WSBA No. 38231
 600 University Street, Suite 2420
 Seattle, WA 98101
Tel. 206.340.8010
Fax. 206.260.2852
Email: greg@harperhayes.com
 cdavis@harperhayes.com
 Attorneys for Plaintiff

By: s/ Gregory S. Worden
 Gregory S. Worden, WSBA No. 24262
s/ Sarah Demaree
 Sarah Demaree, WSBA No. 49624
 1111 Third Avenue, Suite 2700
 Seattle, WA 98101
Tel. 206.436.2020
Fax. 206.436.2030
Email: Gregory.Worden@lewisbrisbois.com
 Sarah.Demaree@lewisbrisbois.com
 Attorneys for Defendant

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

CASE NO. 2:17-cv-00676 MJP

HARPER | HAYES PLLC
 One Union Square
 600 University Street, Suite 2420
 Seattle, Washington 98101
 Telephone: 206-340-8010
 Facsimile: 206-260-2852

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23

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

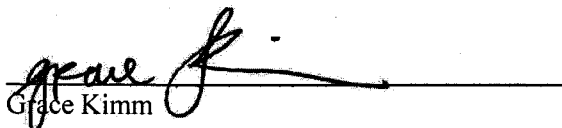
Gregory S. Worden
Sarah E. Demaree
Lewis Brisbois Bisgaard & Smith LLP
1111 3rd Avenue, Suite 2700
Seattle, WA 98101

- 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