

HONORABLE JOHN C. COUGHENOUR

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

JEFF OLBERG, an individual, CECILIA ANA PALAO-VARGAS, an individual, MICHAEL CLOTHIER, an individual, and JACOB THOMPSON, an individual, on behalf of themselves and all others similarly situated,

Plaintiffs,

v.

ALLSTATE INSURANCE COMPANY, an Illinois Corporation and ALLSTATE FIRE AND CASUALTY INSURANCE COMPANY, an Illinois Corporation, and CCC INTELLIGENT SOLUTIONS INCORPORATED, a Delaware Corporation

Defendants.

Case No. 2:18-cv-00573-JCC

[PROPOSED] ORDER EXTENDING DEADLINE TO SUBMIT JOINT STATUS REPORT

NOTE ON MOTION CALENDAR:
November 18, 2022

Pursuant to Local Rule 7(d)(1), Plaintiffs Jeff Olberg, Cecilia Ana Palao-Vargas Michael Clothier, and Jacob Thompson; and Defendants Allstate Insurance Company, Allstate Fire and Casualty Insurance Company, and CCC Intelligent Solutions Inc. (“CCC”) (collectively, the “Parties”) hereby stipulate as follows:

1. WHEREAS, on July 23, 2021, this Court entered its Minute Order (Dkt. No. 169) staying a decision on Plaintiffs’ motion for class certification (Dkt. Nos. 104, 106) and ordering the Parties to provide the Court with a joint written status report and proposed case schedule within ten days after the Ninth Circuit Court of Appeals issued its mandate in *Lara v. First Nat’l Ins. Co. of Am.*, Case No. 21-35126 (9th Cir. 2021) (“*Lara*”).

2. On February 11, the Ninth Circuit filed its opinion in *Lara* affirming Judge Bryan’s

1 denial of class certification in *Lundquist v. First Nat'l Insurance Co. of Am.*, Case No. 3:18-cv-
2 05301-RJB. *Lara*, Dkt. No. 86.

3 3. On March 28, 2022, the plaintiffs-appellants in *Lara* petitioned for rehearing and
4 rehearing en banc. *Lara*, Dkt. No. 89.

5 4. On May 10, 2022, the Ninth Circuit denied the petition for rehearing and rehearing
6 en banc in *Lara*. *Lara*, Dkt. No. 106.

7 5. On June 7, 2022, the Ninth Circuit issued its mandate in *Lara*. *Lara*, Dkt. No. 111.
8 Accordingly, the deadline for the Parties to submit their joint status report is June 17, 2022.

9 6. On June 16, 2022, the Parties filed a Stipulated Motion To Extend Deadline To
10 Submit Joint Status Report, Dkt. No. 175, which this Court granted on June 17, 2022, Dkt. No.
11 176.

12 7. On June 24, 2022, the Parties filed a Stipulated Motion To Extend Deadline To
13 Submit Joint Status Report, Dkt. No. 177, which this Court granted on June 27, 2022, Dkt. No.
14 178.

15 8. On July 7, 2022, the Parties filed a Stipulated Motion To Extend Deadline To
16 Submit Joint Status Report, Dkt. No. 179, which this Court granted on July 7, 2022, Dkt. No. 180,
17 extending the deadline to submit a joint status report to August 22, 2022.

18 9. On August 19, 2022, the Parties filed a Stipulated Motion To Extend Deadline To
19 Submit Joint Status Report, Dkt. No. 181, which this Court granted on August 22, 2022, Dkt. No.
20 182, extending the deadline to submit a joint status report to September 21, 2022.

21 10. On September 21, 2022, the Parties filed a Stipulated Motion To Extend Deadline
22 To Submit Joint Status Report, Dkt. No. 183, which this Court granted on September 22, 2022,
23 Dkt. No. 184, extending the deadline to submit a joint status report to October 21, 2022.

1 11. On October 20, 2022, the Parties filed a Stipulated Motion To Extend Deadline To
2 Submit Joint Status Report, Dkt. No. 185, which this Court granted on October 24, 2022, Dkt. No.
3 186, extending the deadline to submit a joint status report to November 21, 2022.

4 12. The Parties jointly and respectfully request an additional extension of 30 days for
5 the deadline to submit a joint status report. The Parties are continuing to pursue settlement
6 negotiations, and the requested extension will allow the Parties to conduct those negotiations
7 without the pressure of immediate court deadlines.

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9 Based on the foregoing, the Parties stipulate and agree that good cause exists to extend the
10 deadline to submit a joint status report to December 21, 2022.

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12 PURSUANT TO STIPULATION, IT IS SO ORDERED this 18th day of November 2022.

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15 John C. Coughenour
16 UNITED STATES DISTRICT JUDGE

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19 Dated: November 18, 2022

Respectfully submitted,

20 /s/ Steve W. Berman

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<p>16 Marc A. Goldich 17 Axler Goldich LLC 18 1520 Locust Street, Suite 301 19 Philadelphia, PA 19102 20 21 Attorney for Plaintiffs</p>	<p>Anusha E. Jones, WSBA No. 52989 William H. Walsh, WSBA No. 21911 Cozen O'Connor 999 Third Avenue, Suite 1900 Seattle, Washington 98104 Telephone: (206) 340-1000 Facsimile: (206) 340-1000 E-mail: wwalsh@cozen.com aejones@cozen.com</p> <p>Attorneys for Defendants Allstate Insurance Company and Allstate Fire and Casualty Insurance Company</p>

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CERTIFICATE OF SERVICE

I hereby certify under penalty of perjury that on November 18, 2022 a true and correct copy of the foregoing was filed electronically by CM/ECF, which caused notice to be sent to all counsel of record.

DATED this 18th day of November, 2022.

/s/ Marguerite M. Sullivan