

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

THE HONORABLE RICHARD A. JONES
(On Reference to the Honorable S. Kate Vaughan)

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

CHRIS HUNICHEN, individually and on behalf of all others similarly situated,

Plaintiff,

vs.

ATONOMI LLC, a Delaware LLC, CENTRI TECHNOLOGY, INC., a Delaware Corporation, LAUNCHCAPITAL, LLC, a Delaware LLC, M37 VENTURES, INC., a Nevada Corporation, VAUGHAN EMERY, an individual, DAVID FRAGALE, an individual, ROB STRICKLAND, an individual, DON DELOACH, an individual, WAYNE WISEHART, an individual, WOODY BENSON, an individual, MICHAEL MACKKEY, an individual, and JAMES SALTER, an individual,

Defendants.

C19-0615-RAJ-MAT

STIPULATION TO EXTEND DEADLINES TO FILE OBJECTIONS AND RESPONSES TO THE REPORT AND RECOMMENDATION [ECF 233] REGARDING PLAINTIFF'S CLASS CERTIFICATION MOTION AND THE REPORT AND RECOMMENDATION [ECF 234] REGARDING PLAINTIFF'S PARTIAL SETTLEMENT MOTION AND ~~PROPOSED~~ ORDER

Atonomi LLC, a Delaware LLC,

Counterclaimant,

vs.

CHRIS HUNICHEN, an individual,

Counter-Defendant.

Atonomi LLC, a Delaware LLC,

Third Party Plaintiff,

vs.

DAVID PATRICK PETERS, an individual, SEAN GETZWILLER, an individual, DAVID CUTLER, an individual, and

STIPULATION TO EXTEND DEADLINES TO FILE OBJECTIONS AND RESPONSES TO THE MAGISTRATE JUDGE'S REPORTS
No. 19-2-cv-00615-RAJ-MAT

GORDON REES SCULLY MANSUKHANI
101 W. Broadway, Ste 2000, San Diego, CA 92101
(619) 696-6700

1 CHANCE KORNUTH, an individual,)
 2 DENNIS SAMUEL BLIEDEN, an individual,)
 3 Counter-Defendants.)
 4)

5 Plaintiff Chris Hunichen (“Plaintiff”) and Defendants ATONOMI LLC (“Atonomi”),
 6 CENTRI TECHNOLOGY, INC. (“CENTRI”), M37 VENTURES, INC. (“M37”), VAUGHAN
 7 EMERY, ROB STRICKLAND, DON DELOACH, WAYNE WISEHART, MICHAEL
 8 MACKEY, and JAMES SALTER, (collectively “Defendants”) stipulate as follows:

9 WHEREAS, the current deadline to file objections to the November 12, 2021 Magistrate
 10 Judge’s Report and Recommendation [ECF 233] Regarding Plaintiff’s Motion for Class
 11 Certification and the November 12, 2021 Magistrate Judge’s Report and Recommendation [ECF
 12 234] Regarding Plaintiff’s Motion for Preliminary Approval of Partial Class-Wide Settlement
 13 (collectively, the “Reports”) is November 26, 2021.

14 WHEREAS, the current deadline to file responses to any objections to the Reports is
 15 December 10, 2021.

16 WHEREAS, due to the Thanksgiving Holiday and previously scheduled vacations, the
 17 parties met and conferred, and agree to a seven-day extension to file objections to the Reports
 18 and a seven-day extension to file responses to the objections to the Reports.

19 WHEREAS, the new deadline to file objections to the Reports is December 3, 2021.

20 WHEREAS, the new deadline to file responses to objections to the Reports is December
 21 17, 2021.

22 THEREFORE, IT IS HEREBY STIPULATED AND AGREED:

23 The parties shall have a seven-day extension to file objections to the November 12, 2021
 24 Magistrate Judge’s Report and Recommendation Regarding Plaintiff’s Motion for Class
 25 Certification and the November 12, 2021 Magistrate Judge’s Report and Recommendation
 26 Regarding Plaintiff’s Motion for Preliminary Approval of Partial Class-Wide Settlement. The
 27 new deadline to file objections is December 3, 2021. The parties shall also have a seven-day
 28 extension to file responses to any objections filed. The new deadline to file responses is

1 December 17, 2021.

2

3

SO STIPULATED.

4

5

Dated: November 17, 2021 Respectfully submitted,

6

GORDON REES SCULLY MANSUKHANI LLP

7

By: /s/ David W. Silke

8

David W. Silke, WSBA No. 23761

9

Miles Scully (CA SBN: 135853), Admitted Pro Hac Vice

10

William Rathbone (CA SBN: 95864), Admitted Pro Hac Vice

11

Yuo-Fong Chang Amato (CA SBN: 261453), Admitted Pro

12

Hac Vice

101 West Broadway, Suite 2000

San Diego, CA 92101

(619) 696-6700

wrathbone@grsm.com

13

Attorneys for Defendants Atonomi LLC, a Delaware LLC,

14

CENTRI Technology, Inc., a Delaware Corporation, Rob

15

Strickland, Don Deloach, Wayne Wischart, Michael Mackey,

and James Salter

16

HOLLAND & KNIGHT LLP

17

By: /s/ J. Matthew Donohue

18

J. Matthew Donohue, WSB #52455

19

Matt.Donohue@hklaw.com

20

Shannon Armstrong, WSB #45947

Shannon.Armstrong@hklaw.com

21

Kristin Asai, WSB #49511

Kristin.Asai@hklaw.com

22

601 SW Second Avenue, Suite 1800 Portland, OR 97204

Telephone: 503.243.2300

Fax: 503.241.8014

Attorneys for Defendant M37 Ventures Inc.

23

LEWIS BRISBOIS BISGAARD & SMITH LLP

24

By: /s/ Kathleen A. Nelson

25

Kathleen A. Nelson, WSB #22826

26

1111 Third Avenue, Suite 2700

Seattle, WA 98101

27

Telephone: 206.876.2965

Fax: 206.436.2030

28

Attorney for Defendant Vaughan Emery

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ARD LAW GROUP PLLC

By: /s/ Joel B. Ard
Joel B. Ard, WSBA # 40104
Ard Law Group PLLC
P.O. Box 11633
Bainbridge Island, WA 98110
206.701.9243
Joel@Ard.law
Attorneys for Plaintiffs

AFN Law PLLC

By: /s/ Angus F. Ni
Angus F. Ni, WSBA # 53828
AFN Law PLLC
506 2nd Ave, Suite 1400
Seattle, WA 98104
646.543.7294
Attorneys for Plaintiffs

THE RESTIS LAW FIRM, P.C.

William R. Restis (admitted pro hac vice)
402 West Broadway, Suite 1520
San Diego, CA 92101
619.270.8383

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

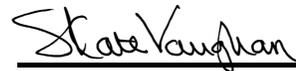
~~PROPOSED~~ ORDER

Based on the foregoing Stipulation:

IT IS HEREBY ORDERED that the parties shall have a seven-day extension to file objections to the November 12, 2021 Magistrate Judge’s Report and Recommendation Regarding Plaintiff’s Motion for Class Certification and the November 12, 2021 Magistrate Judge’s Report and Recommendation Regarding Plaintiff’s Motion for Preliminary Approval of Partial Class-Wide Settlement. The new deadline to file objections is **December 3, 2021**. The parties shall also have a seven-day extension to file responses to any objections filed. The new deadline to file responses to objections is **December 17, 2021**.

SO ORDERED.

DATED this 18th day of November, 2021.



S. KATE VAUGHAN
United States Magistrate Judge