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10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
11 **COUNTY OF ORANGE**

12 GHOST GUNNER FIREARMS CASES

13
14 Included actions:

15 30-2019-01111797-CU-PO-CJC *Cardenas v. Ghost*
16 *Gunner, Inc. dba GhostGunner.net, et al.*

17 CIV-DS-1935422 *McFadyen, et al. v. Ghost Gunner,*
18 *Inc., dba GhostGunner.net, et al.*

JCCP No. 5167

Superior Court of California
County of Orange
Case No. 30-2019-01111797-CU-PO-
CJC

Superior Court of California
County of San Bernardino
Case No. CIV-DS-1935422

**FURTHER JOINT STIPULATION
AND [PROPOSED] ORDER
REGARDING POLYMER80,
INC.'S MOTION FOR
DISMISSAL, ATTORNEYS' FEES,
AND OTHER SANCTIONS
PURSUANT TO C.C.P. § 128.7**

Dept.: CX 104
Judge: Hon. William D. Claster

**FURTHER JOINT STIPULATION REGARDING POLYMER80, INC.'S MOTION FOR
DISMISSAL, ATTORNEYS' FEES, AND OTHER SANCTIONS
PURSUANT TO C.C.P. § 128.7**

Plaintiffs Francisco Gudino Cardenas and Troy McFadyen, et al. ("Plaintiffs") and Defendant Polymer80, Inc. ("Polymer80") respectfully submit this Joint Stipulation requesting a further extension of the opposition and reply briefing deadlines in view of the continuance of the hearing date for Polymer80's Motion for Dismissal, Attorneys' Fees, and Other Sanctions Pursuant to California Code of Civil Procedure Section 128.7 (the "Motion") to February 4, 2022. The parties' stipulation is based on the following:

WHEREAS, the Motion was originally noticed for hearing on January 14, 2022, at 9:00 a.m.;

WHEREAS, on December 28, 2021, the parties jointly requested an extension of the opposition and reply briefing deadlines to January 10, 2022 and January 14, 2022, respectively, and a continuance of the hearing date from January 14, 2022 to January 21, 2022;

WHEREAS, on December 28, 2021, the Court granted the extensions of the opposition and reply briefing deadlines as requested and continued the hearing date to February 4, 2022 (instead of to January 21, 2022);

WHEREAS, because the parties continue to meet and confer in an attempt to resolve certain disputes and in view of the hearing date being set for February 4, 2022, the parties jointly request a further extension of the opposition and reply brief deadlines in accordance with that hearing date. The parties believe that the further extensions are likely to conserve the Court's and the parties' resources while also alleviating staffing shortages. The parties do not anticipate requesting further extensions in connection with this briefing. Pursuant to the parties' discussions, Polymer80 is filing a Revised Memorandum of Points and Authorities that will replace and supersede its original Memorandum of Points and Authorities that was filed on December 16, 2021;

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1 NOW, THEREFORE, IT IS STIPULATED THAT THE PARTIES RESPECTFULLY
2 REQUEST AN ORDER MAINTAINING THE FEBRUARY 4, 2022 HEARING DATE AND
3 EXTENDING THE MOTION BRIEFING SCHEDULE AS FOLLOWS:

4 1. The deadline to file an opposition to the Motion shall be extended from January
5 10, 2022 to January 24, 2022; and

6 2. The deadline to file a reply in support of the Motion shall be extended from
7 January 14, 2022 to January 28, 2022.

8
9 Dated: January 7, 2022

ORRICK HERRINGTON & SUTCLIFFE LLP
AMY K. VAN ZANT
RIC T. FUKUSHIMA
SHAYAN SAID
ANNA Z. SABER

13 By: /s/ Amy K. Van Zant

14 AMY K. VAN ZANT
15 Attorneys for Plaintiffs
Francisco Gudino Cardenas and
Troy McFadyen, et al.

16
17 Dated: January 7, 2022

GREENSPOON MARDER LLP
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JAMES J. McGUIRE
MICHAEL MARRON

21 By: /s/ James J. McGuire

22 JAMES J. McGUIRE
Attorneys for Defendant Polymer80, Inc.

1 **[PROPOSED] ORDER**

2 Having considered the Plaintiffs' and Defendant Polymer80, Inc.'s Further Joint
3 Stipulation Regarding Polymer80, Inc.'s Motion for Dismissal, Attorneys' Fees, and Other
4 Sanctions Pursuant to C.C.P. § 128.7, and good cause appearing therein, it is hereby ORDERED
5 that:

- 6 1. The deadline to file an opposition to the Motion shall be extended from
7 January 10, 2022 to January 24, 2022; and
8 2. The deadline to file a reply in support of the Motion shall be extended from
9 January 14, 2022 to January 28, 2022.

10 **IT IS SO ORDERED.**

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12 Dated: January 7, 2022

13 By: 
14 HON. WILLIAM D. CLASTER
15 Judge of the Superior Court
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