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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION

Consumer Financial Protection
Bureau,

Plaintiff,

v.

D and D Marketing, Inc., d/b/a
T3Leads, *et al.*,

Defendants.

Case No. 2:15-cv-09692-PSG(Ex)

JOINT NOTICE OF PROSPECTIVE
SETTLEMENT AND APPLICATION FOR
EXTENSION OF IMMINENT DEADLINES

Plaintiff (the “Bureau”) and Defendants, D and D Marketing, Inc. d/b/a T3Leads; Marina Demirchyan; Grigor Demirchyan; and Dmitry Fomichev, (collectively, the “Parties”), make this joint filing to (1) notify the Court that the Parties have engaged in extensive, recent settlement discussions, and the attorneys involved believe they have reached the basic terms of a settlement of this and the related District Court case (Case No. 2:16-cv-02724-PSG(Ex)), pending documentation of the terms for presentation to the Court and all Parties’ final approvals of both the settlement terms and the documents memorializing them; and (2) request that, to facilitate final settlement-discussions and a well-documented resolution of this litigation, the Court extend imminent deadlines for approximately 40 days in accordance with the attached proposed order.

Also to facilitate completing the settlement, the Parties have requested the mediation services of retired U.S. District Judge George H. King, as they did in 2017, with his retention now primarily to assist the Parties in finalizing the settlement documentation.

1 The Parties' specific proposals for extensions are as follows:

2 1. That the fact-witness deposition deadline, currently set at August 9,
3 2018, be reset as September 18, 2018;

4 2. That the deadline to disclose expert witnesses under Rule 26(a)(2) and
5 produce expert reports, currently set at August 27, 2018, be reset as October 8,
6 2018;

7 3. That the deadline to disclose rebuttal expert witnesses and produce
8 rebuttal expert reports, currently set at September 21, 2018, be reset as October 31,
9 2018;

10 4. That the deadline to complete expert discovery, currently set at
11 October 19, 2018, be reset as November 28, 2018;

12 5. That the deadline for filing motions, including dispositive motions
13 (each party expects to file a motion under Rule 56), currently set at November 9,
14 2018, be reset as December 19, 2018; and

15 6. That the Court reset the Status Conference currently set for 2:00 p.m.
16 on November 26, 2018, to a later date to which the Court is amenable.

17 The Bureau also notes that it has a motion for a protective order disallowing
18 its Rule 30(b)(6) deposition (ECF No. 204) pending before Judge Eick and set to
19 be heard on August 17, 2018. If the Court grants this joint application, the Bureau
20 would amend its notice of motion so that the motion for protective order would be
21 heard on August 31, 2018.

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1 Dated: July 25, 2018

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3 Respectfully submitted,

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6 /s/ Barry Reiferson
Barry Reiferson (*pro hac vice*)
7 Attorney for Plaintiff

/s/ Philip E. Black
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13 Attorney for Defendants,
14 D and D Marketing, Inc., d/b/a T3Leads; Grigor
15 Demirchyan; and Marina Demirchyan

16 **Attestation Pursuant To Local Rule 5-4.3.4**

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18 I attest that all other signatories listed, and on whose behalf the filing is submitted,
19 concur in the filing's content and have authorized the filing of this document.

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20 /s/ Barry Reiferson
Barry Reiferson (*pro hac vice*)
21 Attorney for Plaintiff

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