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1 UNITED STATES DISTRICT COURT  
2 CENTRAL DISTRICT OF CALIFORNIA  
3 WESTERN DIVISION

4 Consumer Financial Protection  
5 Bureau,

6 Plaintiff,

7 v.

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

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

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

13 Plaintiff (the “Bureau”) and Defendants, D and D Marketing, Inc. d/b/a  
14 T3Leads; Marina Demirchyan; Grigor Demirchyan; and Dmitry Fomichev,  
15 (collectively, the “Parties”), make this joint filing to (1) notify the Court that the  
16 Parties have engaged in extensive, recent settlement discussions, and the attorneys  
17 involved believe they have reached the basic terms of a settlement of this and the  
18 related District Court case (Case No. 2:16-cv-02724-PSG(Ex)), pending  
19 documentation of the terms for presentation to the Court and all Parties’ final  
20 approvals of both the settlement terms and the documents memorializing them; and  
21 (2) request that, to facilitate final settlement-discussions and a well-documented  
22 resolution of this litigation, the Court extend imminent deadlines for approximately  
23 40 days in accordance with the attached proposed order.

24 Also to facilitate completing the settlement, the Parties have requested the  
25 mediation services of retired U.S. District Judge George H. King, as they did in  
26 2017, with his retention now primarily to assist the Parties in finalizing the  
27 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  
Philip E. Black, SBN 112779  
Soltman, Levitt, Flaherty & Wattles LLP  
Attorney for Defendant,  
Dmitry Fomichev

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11 /s/ Herbert P. Kunowski  
Patrick M. Kelly, SBN 45426  
12 Herbert P. Kunowski, SBN 150141  
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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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