

1 Gregory N. Karasik (SBN 115834)  
2 **Karasik Law Firm**  
3 11835 W. Olympic Blvd. Ste. 1275  
4 Los Angeles, CA 90064  
5 Tel (310) 312-6800  
6 Fax (310) 943-2582  
7 greg@karasiklawfirm.com

8 Sahag Majarian II – State Bar No. 146621  
9 **Law Office of Sahag Majarian II**  
10 18250 Ventura Boulevard  
11 Tarzana, California 91356  
12 Tel: (818) 609-0807; Fax: (818) 609-0892  
13 sahagii@aol.com

14 Attorneys for Plaintiff  
15 FRANCISCO NIEVES REYES

16 UNITED STATES DISTRICT COURT  
17 EASTERN DISTRICT OF CALIFORNIA

18 FRANCISCO NIEVES REYES, individually  
19 and on behalf of other persons similarly  
20 situated,

21 Plaintiffs,

22 vs.

23 CVS PHARMACY, INC.; CAREMARK RX  
24 LLC; and DOES 1 through 10.

25 Defendants.

Case No. 1:14-CV-00964 MJS

**STIPULATION TO VACATE SCHEDULING  
CONFERENCE IN LIGHT OF TENTATIVE  
CLASS ACTION SETTLEMENT and ORDER  
THEREON**

26 Plaintiff Francisco Nieves Reyes (“Plaintiff”) and Defendants CVS Pharmacy, Inc. and CVS  
27 Caremark Corporation (erroneously sued as Caremark RX LLC) (“Defendants”), by and through their  
28 respective counsel of record, hereby enter into the following stipulation and mutually request the Court  
to enter an order in accordance herewith.

**STIPULATION**

1. A scheduling conference is presently set for August 31, 2015.

1           2.       On July 30, 2015, the parties participated in a private mediation before mediator Barry  
2 Winograd, Esq. At the mediation, the parties reached agreement on the material terms of a class action  
3 settlement.

4           3.       The parties are in the process of preparing formal settlement documents and anticipate  
5 that, following finalization of settlement documents, Plaintiff will file a motion for preliminary  
6 approval of the settlement sometime within the next 30-60 days.

7           4.       In light of the foregoing, the parties mutually request that the scheduling conference set  
8 for August 31, 2015 be vacated.

9  
10 Dated: August 11, 2015

KARASIK LAW FIRM

11  
12 By /s/ Gregory N. Karasik  
13 Gregory N. Karasik  
Attorneys for Plaintiff

14 Dated: August 11, 2015

SIDLEY AUSTIN LLP

15  
16 By /s/ Jennifer B. Zargarof  
17 Jennifer B. Zargarof  
Attorneys for Defendants

18  
19 **ORDER**

20 Good cause having been shown, the foregoing stipulation is hereby approved, and it is ordered  
21 that the scheduling conference previously set for August 31, 2015 be vacated. **The parties shall file a**  
22 **Joint Report explaining the status of this case on or before November 2, 2015 and then every 30**  
23 **days thereafter until further order of the Court to the contrary.**

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25 IT IS SO ORDERED.

26 Dated: August 11, 2015

27 /s/ Michael J. Seng  
UNITED STATES MAGISTRATE JUDGE

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