

1 (Counsel of record listed on next page)

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UNITED STATES DISTRICT COURT

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EASTERN DISTRICT OF CALIFORNIA

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11 KEITH WELDAY, an individual

No. 2:13-CV-02439 JAM-EFB

12 Plaintiff,

Related to Nos.

13 vs.

2:14-CV-01960 JAM-EFB;

2:15-CV-02150 JAM-EFB;

14 RITE AID CORPORATION, and DOES 1
15 through 50, inclusive,

1:15-CV-01748 JAM-EFB;

1:15-CV-01874 JAM-EFB;

2:16-CV-00174 JAM-EFB;

2:17-CV-01527 JAM-EFB.

16 Defendants

**STIPULATION TO CONTINUE DEADLINES
TO FILE AND HEAR DISPOSITIVE
MOTIONS**

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Judge: Hon. John A. Mendez

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STIPULATION TO CONTINUE DISPOSITIVE
MOTION DEADLINES

U.S.D.C., E.D. Cal., No. 2:13-CV-02439 JAM-EFB

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1 Plaintiffs Keith Welday, Shannon Betts, Mark Jaeger, Joshua Roach, Elaheh Salehi, Bryce
2 Williams, Linda Willis, and Larry Jones (collectively “Plaintiffs”)* and defendant Rite Aid Corporation
3 (“Rite Aid”), acting through their respective counsel of record, hereby stipulate:

4 1. On September 12, 2018, the Court set March 8, 2018, as the deadline to file, and April 9,
5 2018, as the deadline to hear, dispositive motions in all related matters except *Larry Jones v. Rite Aid*
6 *Corp.*, No. 2:17-cv-01527 JAM-EFB, which is a later-filed action with separate deadlines for discovery
7 and dispositive motions. (ECF 72.)

8 2. Following the Court’s ruling in *Winegarner v. Rite Aid Corp.*, No. 2:16-cv-01028-JAM-
9 EFB, the parties are actively conferring regarding whether additional dispositive motions are necessary
10 in these related cases, or whether the issues present in the dispositive motions can be resolved by
11 stipulation, thereby avoiding motion practice.

12 3. For this reason, the parties respectfully request the Court to continue the deadline to file
13 dispositive motions from March 8, 2018, to March 15, 2018, and the deadline to hear dispositive
14 motions from April 9, 2018, to April 17, 2018, to allow the parties additional time to confer.

15 4. The request relates to all actions subject to the same dispositive motion deadlines:

- 16 ■ *Keith Welday v. Rite Aid Corp.*, No. 2:13-CV-02439 JAM-EFB;
- 17 ■ *Mark Jaeger v. Rite Aid Corp.*, No. 2:14-CV-01960 JAM-EFB;
- 18 ■ *James Kilgore et al. v. Rite Aid Corp.*, No. 2:15-CV-02150 JAM-EFB;
- 19 ■ *Bart Hillard et al. v. Rite Aid Corp.*, No. 1:15-CV-01748 JAM-EFB;
- 20 ■ *Bryce Williams v. Rite Aid Corp.*, No. 1:15-CV-01874 JAM-EFB; and
- 21 ■ *Elaheh Salehi et al. v. Rite Aid Corp.*, No. 2:16-CV-00174 JAM-EFB.

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27 * The parties have resolved *Winegarner v. Rite Aid Corp.*, No. 2:16-cv-01028-JAM-EFB and the
28 claims of Akindale and Bernadette Carter, plaintiffs in *James Kilgore et al. v. Rite Aid Corp.*, No. 2:15-
CV-02150 JAM-EFB. The parties anticipate filing stipulations of dismissal with respect to these
plaintiffs in the next thirty (30) days.

1 (Counsel of record listed on next page)
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8 UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA
10

11 KEITH WELDAY, an individual

12 Plaintiff,

13 vs.

14 RITE AID CORPORATION, and DOES 1
15 through 50, inclusive,

16 Defendants
17

No. 2:13-CV-02439 JAM-EFB

Related to Nos.

2:14-CV-01960 JAM-EFB;

2:15-CV-02150 JAM-EFB;

1:15-CV-01748 JAM-EFB;

1:15-CV-01874 JAM-EFB;

2:16-CV-00174 JAM-EFB;

2:17-CV-01527 JAM-EFB.

**ORDER GRANTING STIPULATION TO
CONTINUE DEADLINES TO FILE AND
HEAR DISPOSITIVE MOTIONS**

**(AS MODIFIED BY THE COURT PER
AGREEMENT OF THE PARTIES)**

Judge: Hon. John A. Mendez
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ORDER GRANTING STIPULATION TO CONTINUE
DISPOSITIVE MOTION DEADLINES
U.S.D.C., E.D. Cal., No. 2:13-CV-02439 JAM-EFB

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1 On the stipulation of the parties, and good cause appearing therefor,

2 IT IS ORDERED that in the following cases:

- 3 ▪ *Keith Welday v. Rite Aid Corp.*, No. 2:13-CV-02439 JAM-EFB;
- 4 ▪ *Mark Jaeger v. Rite Aid Corp.*, No. 2:14-CV-01960 JAM-EFB;
- 5 ▪ *James Kilgore et al. v. Rite Aid Corp.*, No. 2:15-CV-02150 JAM-EFB;
- 6 ▪ *Bart Hillard et al. v. Rite Aid Corp.*, No. 1:15-CV-01748 JAM-EFB;
- 7 ▪ *Bryce Williams v. Rite Aid Corp.*, No. 1:15-CV-01874 JAM-EFB;
- 8 ▪ *Elaheh Salehi et al. v. Rite Aid Corp.*, No. 2:16-CV-00174 JAM-EFB;

9 the deadlines are extended as follows:

- 10 ▪ Dispositive motion deadline extended from March 8, 2018, to March 15, 2018; and
 - 11 ▪ dispositive motion hearing date extended from April 9, 2018, to April 24, 2018 at 1:30
- 12 p.m.

13 Dated: March 5, 2018

14 _____ /s/ John A. Mendez

15 John A. Mendez
16 United States District Court Judge