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9 IN THE UNITED STATES DISTRICT COURT
10 FOR THE EASTERN DISTRICT OF CALIFORNIA

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13 **DANIELS SHARPSMART, INC.,**

14 Plaintiff,

15 v.

16 **KAREN SMITH, et al.,**

17 Defendants.
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1:17-cv-00403-LJO-SAB

PARTIES' JOINT STATUS REPORT

Judge: The Honorable Lawrence
O'Neill

Trial Date: None Set

Action Filed: March 20, 2017

1 **JOINT STATUS REPORT**

2 Plaintiff Daniels Sharpmart, Inc. and Defendants Karen Smith, et al. (collectively
3 “Defendants”), by and through their respective counsel, hereby file this Joint Status Report and
4 Stipulation:

5 WHEREAS, Plaintiff filed a Complaint on March 20, 2017 naming Karen Smith, et al. as
6 Defendants in this action;

7 WHEREAS, on June 13, 2017, this Court denied Defendants’ motion to dismiss and
8 granted Plaintiff’s motion for a preliminary injunction;

9 WHEREAS, on July 12, 2017, Defendants appealed this Court’s June 13, 2017 order;

10 WHEREAS, on May 2, 2018, the Ninth Circuit issued an opinion affirming in part and
11 reversing in part this Court’s June 13, 2017 order;

12 WHEREAS, on May 24, 2018, the Ninth Circuit issued its mandate;

13 WHEREAS, the parties have been in settlement discussions since the issuance of the
14 mandate and agree that staying the district court matter an additional fourteen days, until July 30,
15 2018, while these settlement discussions continue will preserve both judicial resources and each
16 of the parties’ resources.

17 WHEREAS, the parties further agree that they will submit a joint report on the status of the
18 settlement discussions thirty days from the date of the Court’s order granting the parties’ request
19 for a stay.

20 NOW THEREFORE, THE PARTIES HEREBY STIPULATE AND AGREE that this case
21 be stayed until July 30, 2018 while the parties continue settlement discussions. The parties
22 further stipulate to file a joint status report thirty days from the date of the Court’s order granting
23 the parties’ request for a stay.
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Dated: July 2, 2018

Respectfully submitted,
XAVIER BECERRA
Attorney General of California
ISMAEL A. CASTRO
Supervising Deputy Attorney General

/s/ Renu R. George
/s/ Karli Eisenberg
RENU R. GEORGE
KARLI EISENBERG
Deputy Attorneys General
Attorneys for Defendants Karen Smith, et al.

Dated: July 2, 2018

Respectfully submitted,
STEPTOE & JOHNSON

/s/ Jason Levin (as authorized on
07/02/2018)
JASON LEVIN
Attorneys for Plaintiff Daniels Sharpsmart,
Inc.

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ORDER

Pursuant to the stipulation of the parties, IT IS HEREBY SO ORDERED THAT the stay in this matter is CONTINUED to July 30, 2018. It is further ordered that the parties shall submit a joint status report thirty days from the date of entry of this order.

IT IS SO ORDERED.

Dated: July 3, 2018


UNITED STATES MAGISTRATE JUDGE