

1 ROB BONTA  
 Attorney General of California  
 2 VINCENT DICARLO  
 Supervising Deputy Attorney General  
 3 BERNICE L. LOUIE YEW, State Bar No. 114601  
 Deputy Attorney General  
 4 Email: [Bernice.Yew@doj.ca.gov](mailto:Bernice.Yew@doj.ca.gov)  
 EMMANUEL R. SALAZAR, State Bar No. 240794  
 5 Deputy Attorney General  
 E-mail: [Emmanuel.Salazar@doj.ca.gov](mailto:Emmanuel.Salazar@doj.ca.gov)  
 6 KEVIN C. DAVIS, State Bar No. 253425  
 Deputy Attorney General  
 7 E-mail: [Kevin.Davis@doj.ca.gov](mailto:Kevin.Davis@doj.ca.gov)  
 2329 Gateway Oaks Drive, Suite 200  
 8 Sacramento, CA 95833-4252  
 Telephone: (916) 621-1835  
 9 Fax: (916) 274-2929

10 *Attorneys for State of California*

11 *(Additional counsel listed on signature page)*

12  
 13 UNITED STATES DISTRICT COURT

14 FOR THE EASTERN DISTRICT OF CALIFORNIA

15 UNITED STATES OF AMERICA, and the  
 16 STATE OF CALIFORNIA, et al., ex rel. LLOYD  
 F. SCHMUCKLEY, JR.

17 Plaintiffs,

18 vs.

19 RITE AID CORPORATION, RITE AID  
 20 HDQTRS. CORP., THRIFTY PAYLESS, INC.

21 Defendants.

22 STATE OF CALIFORNIA *ex rel.* LLOYD F.  
 23 SCHMUCKLEY, JR.,

24 Plaintiffs,

25 Vs.

26 RITE AID CORPORATION, RITE AID  
 HDQTRS. CORP., THRIFTY PAYLESS, INC.

27 Defendants.  
 28

Case No.: 2:12-cv-1699 KJM JDP

**JOINT STIPULATION TO  
 CONTINUE THE DATE OF THE  
 FEBRUARY 10, 2022 STATUS  
 CONFERENCE; ORDER**

1 **RECITALS**

2 WHEREAS, the parties entering into this Stipulation are Plaintiff-in-Intervention State of  
3 California, Plaintiff Relator Lloyd F. Schmuckley Jr., and Defendants Rite Aid Corporation, Rite  
4 Aid Hdqtrs. Corp., and Thrifty Payless, Inc. (collectively, the “Parties”);

5 WHEREAS, on September 30, 2021 the Court ordered the Parties to appear for a Status  
6 Conference on February 10, 2022 and to file a joint status report fourteen days prior to the Status  
7 Conference (ECF No. 422);

8 WHEREAS, on January 14, 2022, per the Parties’ Stipulation (ECF No. 431), the Court  
9 ordered the parties to attend a private mediation on February 8, 2022 (ECF No. 433);

10 WHEREAS, on January 14, 2022, per the Parties’ Stipulation (ECF No. 431), the Court  
11 amended the scheduling order and extended each of its dates by three months as follows: “Close  
12 of Fact Discovery: 6/3/22; Expert Disclosures: 8/5/22; Rebuttal expert disclosures: 9/2/22; Expert  
13 discovery completed: 10/14/22; Last day to hear dispositive motion: 4/21/23” (ECF No. 433);

14 WHEREAS, the Parties now request a short continuance of the February 10, 2022 Status  
15 Conference date and the corresponding deadline to file their joint status report;

16 WHEREAS, the Parties believe that this continuance will allow them to focus their efforts  
17 and energy on having a productive mediation;

18 WHEREAS, on January 25, 2022, the Courtroom Deputy communicated to the Parties  
19 that the Court is available for a Status Conference on March 10, 2022.

20 **STIPULATION**

21 THE PARTIES, BY AND THROUGH THEIR RESPECTIVE COUNSEL, THEREFORE  
22 STIPULATE AND AGREE TO THE FOLLOWING:

23 1. The parties agree that the February 10, 2022 Status Conference (ECF No. 422) shall be  
24 moved to March 10, 2022 or, if that date is no longer available, then to the Court’s next available  
25 date thereafter;

26 2. The Parties agree that they shall file a joint status report fourteen days prior to the Status  
27 Conference;

28 IT IS SO STIPULATED.

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Respectfully submitted,

Dated: January 26, 2022

ROB BONTA  
Attorney General of the State of California

By /s/ Emmanuel R. Salazar  
Emmanuel R. Salazar  
Deputy Attorney General  
Attorneys for Plaintiff-Intervenor STATE OF CALIFORNIA

Dated: January 26, 2022

WATERS & KRAUS, LLP

By /s/ Jennifer L. Bartlett (authorized on 1/6/22)  
Jennifer L. Bartlett  
jennifer@bartlettbarrow.com  
Bartlett Barrow LLP  
225 S. Lake Avenue, Suite 300  
Pasadena, CA 91101  
Telephone: (626) 432-7234  
E-mail: jennifer@bartlettbarrow.com  
Attorneys for *Qui Tam* Plaintiff  
LOYD F. SCHMUCKLEY, JR.

Dated: January 26, 2022

MORGAN, LEWIS & BOCKIUS LLP

By /s/ Kevin M. Papay (authorized on 1/6/22)  
Benjamin P. Smith  
Kevin M. Papay  
One Market, Spear Street Tower  
San Francisco, CA 94105-1596  
Telephone: +1.415.442.1000  
Fax: +1.415.442.1001  
E-mail: Kevin.Papay@morganlewis.com  
Attorneys for Defendants  
RITE AID CORPORATION, RITE AID HDQTRS. CORP., THRIFTY PAYLESS, INC.

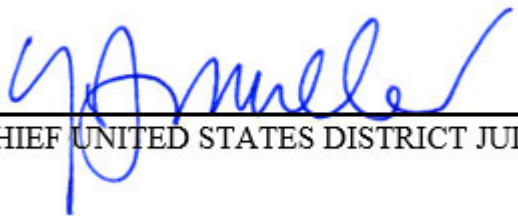
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**ORDER**

The court, having considered the Joint Stipulation to Continue the February 10, 2022 Status Conference, finds good cause and ORDERS that the Joint Stipulation is approved and further ORDERS that the Status Conference set for February 10, 2022 is moved to March 10, 2022 with a joint status report due fourteen days prior to the continued date.

**IT IS SO ORDERED.**

DATED: February 1, 2022.

  
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CHIEF UNITED STATES DISTRICT JUDGE