

1 **MAJORS & FOX LLP**  
 Frank J. Fox SBN139147(Ca.)  
 2 Lawrence J. Salisbury SBN179748(Ca.)  
 Andrew M. Greene SBN167386(Ca.)  
 3 401 West "A" Street, Suite 2350  
 San Diego, California 92101-7921  
 4 Telephone: (619) 234-1000  
 Facsimile: (619) 234-1011  
 5 Emails: fjfox@majorfox.com; lsalisbu@majorfox.com;  
 agreene@majorfox.com

6 **ATTORNEYS AGAINST ABUSE OF ELDERS**  
 Mark A. Redmond SBN161520(Ca.)  
 7 Plaza Five-Fifty-Five  
 555 Capitol Mall, Suite 770  
 8 Sacramento, California 95814-4502  
 Telephone: (916) 444-8240  
 9 Facsimile: (916) 438-1820  
 Email: mr@markredmondlaw.com

10 Attorneys for Plaintiff, Anatoli Romanov, and all others similarly situated

11  
 12 UNITED STATES DISTRICT COURT  
 13 FOR THE EASTERN DISTRICT OF CALIFORNIA  
 14 SACRAMENTO DIVISION

15 ANATOLI ROMANOV, an individual, on  
 behalf of himself and all others similarly  
 16 situated,

17 Plaintiff,

18 v.

19 WESTWARD HOSPITALITY  
 MANAGEMENT LLC, a Delaware  
 20 corporation; WESTMONT HOSPITALITY  
 GROUP, INC., a Texas corporation; and  
 21 DOES 1 through 100, inclusive,

22 Defendants.

Case No. 2:12-cv-02036-TLN-CKD

STIPULATION AND ORDER TO  
 REMAND ACTION

Courtroom: 2  
 Judge: Hon. Troy L. Nunley

Date Filed: June 22, 2012

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 24 This Stipulation is entered into by and between Plaintiff Anatolli P. Romanov  
 25 ("Romanov") and Defendants Westward Hospitality Management LLC and Westmont  
 26 Hospitality Group, Inc. ("Defendants") as follows

27 ///  
 28 ///

1 WHEREAS, Romanov commenced this action as a putative class action in the  
2 Superior Court of the State of California, County of Sacramento, on June 22, 2012; and

3 WHEREAS, Defendants removed this action to this Court on August 3, 2012,  
4 pursuant to the Class Action Fairness Act; and

5 WHEREAS, Romanov did not seek remand of this action at the time because the  
6 evidence submitted by defendants in support of their removal suggested that there was  
7 in excess of \$5 million at stake, thereby investing this Court with jurisdiction under the  
8 Class Action Fairness Act; and

9 WHEREAS, after formal and informal discovery related to certain financial  
10 information, Romanov determined that there was likely significantly less than \$5 million  
11 at stake; and

12 WHEREAS, the parties recently engaged in a successful mediation on the basis  
13 of that financial information and agreed on a settlement figure that is well below the  
14 minimum jurisdictional amount for non-discretionary jurisdiction in this Court under the  
15 Class Action Fairness Act; and

16 WHEREAS, as part of that settlement, the parties agreed that this case, which  
17 asserts only state law claims, properly belongs back in state court for settlement and  
18 eventual administration.

19 Accordingly, IT IS HEREBY STIPULATED AND AGREED that this action shall  
20 be immediately remanded to the Superior Court for the State of California, County of  
21 Sacramento.

22 DATED: October 25, 2013

MAJORS & FOX LLP

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24  
25 By: /s/ \_\_\_\_\_  
26 Lawrence J. Salisbury

27 Attorneys for Plaintiff, Anatoli Romanov, and  
28 all others similarly situated

1 DATED: October 25, 2013

JEFFER MANGELS BUTLER &  
MITCHELL LLP

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By: /s/ \_\_\_\_\_  
Travis M. Gemoets

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Attorneys for Defendants Westward  
Hospitality Management LLC and Westmont  
Hospitality Group, Inc.

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**ORDER**

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Based upon the foregoing stipulation, and for good cause showing,

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IT IS HEREBY ORDERED, that this matter be remanded to the Superior Court of

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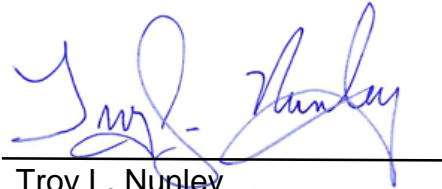
the State of California for the County of Sacramento forthwith.

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Dated: November 4, 2013

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Troy L. Nunley  
United States District Judge

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