1 2 3	(Counsel of record listed on next page)		
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8	UNITED STATES D	S DISTRICT COURT	
9	EASTERN DISTRICT OF CALIFORNIA		
10			
11	KEITH WELDAY, an individual	No. 2:13-CV-02439 JAM-EFB	
12		Related to Nos. 2:14-CV-01946 JAM-EFB;	
13		2:14-CV-01957 JAM-EFB; 2:14-CV-01960 JAM-EFB;	
14	vs. 2	2:14-CV-01961 JAM-EFB; 2:14-CV-01963 JAM-EFB;	
15	through 50 inclusive.	2:14-CV-01965 JAM-EFB; 2:15-CV-00429 JAM-EFB;	
16	2	2:15-CV-00622 JAM-EFB; 2:15-CV-00623 JAM-EFB.	
17		STIPULATION TO WITHDRAW MOTION_	
18		TO STAY AND SET DEADLINE FOR JOINT STATUS REPORT	
		udge: Hon. John A. Mendez	
20		STIPULATION TO WITHDRAW MOTION TO STAY	
18 19 20 21 22 23 24 25 26 27 28	S	STATUS REPORT Fudge: Hon. John A. Mendez	

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Plaintiff Keith Welday and defendant Rite Aid Corporation ("Rite Aid"), acting through their respective counsel of record, hereby stipulate as follows:

- 1. This is one of 10 related actions pending before the Court: *Keith Welday v. Rite Aid Corp.*, 2:13-CV-02439 JAM-EFB ("Welday"); *Tom Bauser v. Rite Aid Corp.*, 2:14-CV-01946 JAM-EFB ("Bauser"); Rachel Chavez v. Rite Aid Corp., 2:14-CV-01957 JAM-EFB ("Chavez"); Mark Jaeger v. Rite Aid Corp., 2:14-CV-01960 JAM-EFB ("Jaeger"); Bruce Kaufman v. Rite Aid Corp., 2:14-CV-01961 JAM-EFB ("Kaufman"); Chris Gonzalez v. Rite Aid Corp., 2:14-CV-01963 JAM-EFB ("Gonzalez"); Kathryn Von Kopp v. Rite Aid Corp., 2:14-CV-01965 JAM-EFB ("Von Kopp"); Kevin Lewis v. Rite Aid Corp., 2:15-CV-00429 JAM-EFB ("Lewis"); Jeff Wise v. Rite Aid Corp., 2:15-CV-00622 JAM-EFB ("Wise"); and Paul Neumann v. Rite Aid Corp., 2:15-CV-00623 JAM-EFB ("Neumann") (collectively the "Related Actions").
- 2. On March 4, 2015, Rite Aid moved to stay Welday, Bauser, Chavez, Jaeger, Kaufman, Gonzalez, and Von Kopp pending Romero v. Rite Aid Corp., U.S.D.C., C.D. Cal., No. CV 13-7720-MWF (JEMx) ("Romero"), a putative class action in which the plaintiff alleges that Rite Aid misclassified salaried Store Managers as exempt from the overtime pay and related requirements of California law. Because the plaintiffs in Welday, Bauser, Chavez, Jaeger, Kaufman, Gonzalez, and Von Kopp and the putative class in Romero are represented by the same counsel and plaintiffs in Welday, Bauser, Chavez, Jaeger, Kaufman, Gonzalez, and Von Kopp are putative class member in Romero, Rite Aid contended that the Court here should stay these proceedings as an effective case management tool under its inherent discretionary authority. See Landis v. North American Co., 299 U.S. 248, 254-55 (1936). (See, e.g., Welday ECF 26.) Rite Aid's motions to stay remain pending before the Court, though the hearings were vacated on April 16, 2015. (See, e.g., Welday ECF 34.) No such motions were filed in Lewis, Wise, or Neumann.
- 3. On March 2, 2015, separate counsel filed against Rite Aid a multi-plaintiff and putative class action in Santa Clara County Superior Court entitled *Chavez v. Rite Aid Corp.*, Santa Clara Super. Ct. No. 1-15-CV-277313 ("*Chavez II*") in which the plaintiffs allege that Rite Aid misclassified salaried Store Managers as exempt from the overtime pay and related requirements of California law.

1	4.	On April 15, 2015, the parties in <i>Romero</i> agreed to dismiss without prejudice the putative		
2	class and rep	epresentative claims in that action, which obviates Rite Aid's motion to stay in Welday,		
3	Bauser, Char	Bauser, Chavez, Jaeger, Kaufman, Gonzalez, and Von Kopp. Rite Aid also agrees not to move to stay		
4	the Related A	the Related Actions pending Chavez II.		
5	5.	As such, the parties request that the Court:		
6		a. permit Rite Aid to withdraw its motions to stay in Welday, Bauser, Chavez,		
7		Jaeger, Kaufman, Gonzalez, and Von Kopp;		
8		b. set the parties' deadline to file a joint status report for May 18, 2015, to coincide		
9	with the parties' current or requested deadline to file joint status reports in the			
10		Related Actions; a	and	
11		c. enter similar order	rs on the parties' stipulations in the Related Actions.	
12	6.	The parties also have agreed to set the deadline to exchange initial or supplemental		
13	disclosures for May 18, 2015, in this action and the Related Actions.			
14	Dated: April 16, 2015.		MATTHEW RIGHETTI JOHN GLUGOSKI	
15			MICHAEL RIGHETTI RIGHETTI GLUGOSKI, P.C.	
16			KIGHETTI GEGGSKI, T.C.	
17			By: Michael Righetti	
18			Attorneys for Plaintiff Keith Welday	
19	Dated	l: April 16, 2015.	JEFFREY D. WOHL RISHI N. SHARMA	
20			PETER A. COOPER PAUL HASTINGS LLP	
21			TAUL HASTINGS LLI	
22			By:	
23			Peter A. Cooper Attorneys for Defendant Rite Aid Corporation	
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8	UNITED STATES DISTRICT COURT				
9	EASTERN DISTRICT OF CALIFORNIA				
10					
11	KEITH WELDAY, an individual	No. 2:13-CV-02439 JAM-EFB			
12	Plaintiff,	Related to Nos. 2:14-CV-01946 JAM-EFB;			
13	Tiantin,	2:14-CV-01957 JAM-EFB; 2:14-CV-01960 JAM-EFB;			
14	VS.	2:14-CV-01961 JAM-EFB; 2:14-CV-01963 JAM-EFB;			
15	RITE AID CORPORATION, and DOES 1 through 50, inclusive,	2:14-CV-01965 JAM-EFB; 2:15-CV-00429 JAM-EFB;			
16	Defendants	2:15-CV-00622 JAM-EFB; 2:15-CV-00623 JAM-EFB.			
17	Detendants	ORDER WITHDRAWING MOTION TO			
18		STAY AND SETTING DEADLINE FOR JOINT STATUS REPORT			
19		Judge: Hon. John A. Mendez			
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