1	(Counsel of record listed on next page)	
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8	UNITED STATE	S DISTRICT COURT
9	EASTERN DISTRICT OF CALIFORNIA	
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11	KEITH WELDAY, an individual	No. 2:13-CV-02439 JAM-EFB
12		<i>Related to Nos.</i> 2:14-CV-01946 JAM-EFB;
13	Plaintiff,	2:14-CV-01940 JAM-EFB; 2:14-CV-01960 JAM-EFB; 2:14-CV-01960 JAM-EFB; 2:14-CV-01963 JAM-EFB; 2:14-CV-01965 JAM-EFB; 2:15-CV-00429 JAM-EFB;
14	VS.	
15	RITE AID CORPORATION, and DOES 1	
16	through 50, inclusive,	2:15-CV-00622 JAM-EFB; 2:15-CV-00623 JAM-EFB.
17	Defendants	STIPULATION TO WITHDRAW MOTION
18		TO STAY AND SET DEADLINE FOR JOINT STATUS REPORT
19		Judge: Hon. John A. Mendez
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		STIPULATION TO WITHDRAW MOTION TO STAY

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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:

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3 1. This is one of 10 related actions pending before the Court: Keith Welday v. Rite Aid 4 Corp., 2:13-CV-02439 JAM-EFB ("Welday"); Tom Bauser v. Rite Aid Corp., 2:14-CV-01946 JAM-EFB 5 ("Bauser"); Rachel Chavez v. Rite Aid Corp., 2:14-CV-01957 JAM-EFB ("Chavez"); Mark Jaeger v. 6 Rite Aid Corp., 2:14-CV-01960 JAM-EFB ("Jaeger"); Bruce Kaufman v. Rite Aid Corp., 2:14-CV-7 01961 JAM-EFB ("Kaufman"); Chris Gonzalez v. Rite Aid Corp., 2:14-CV-01963 JAM-EFB 8 ("Gonzalez"); Kathryn Von Kopp v. Rite Aid Corp., 2:14-CV-01965 JAM-EFB ("Von Kopp"); Kevin 9 Lewis v. Rite Aid Corp., 2:15-CV-00429 JAM-EFB ("Lewis"); Jeff Wise v. Rite Aid Corp., 2:15-CV-10 00622 JAM-EFB ("Wise"); and Paul Neumann v. Rite Aid Corp., 2:15-CV-00623 JAM-EFB 11 ("Neumann") (collectively the "Related Actions").

12 2. On March 4, 2015, Rite Aid moved to stay Welday, Bauser, Chavez, Jaeger, Kaufman, 13 Gonzalez, and Von Kopp pending Romero v. Rite Aid Corp., U.S.D.C., C.D. Cal., No. CV 13-7720-14 MWF (JEMx) ("Romero"), a putative class action in which the plaintiff alleges that Rite Aid 15 misclassified salaried Store Managers as exempt from the overtime pay and related requirements of 16 California law. Because the plaintiffs in Welday, Bauser, Chavez, Jaeger, Kaufman, Gonzalez, and Von 17 Kopp and the putative class in Romero are represented by the same counsel and plaintiffs in Welday, 18 Bauser, Chavez, Jaeger, Kaufman, Gonzalez, and Von Kopp are putative class member in Romero, Rite 19 Aid contended that the Court here should stay these proceedings as an effective case management tool 20 under its inherent discretionary authority. See Landis v. North American Co., 299 U.S. 248, 254-55 21 (1936). (See, e.g., Welday ECF 26.) Rite Aid's motions to stay remain pending before the Court, 22 though the hearings were vacated on April 16, 2015. (See, e.g., Welday ECF 34.) No such motions 23 were filed in Lewis, Wise, or Neumann.

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3. On March 2, 2015, separate counsel filed against Rite Aid a multi-plaintiff and putative 25 class action in Santa Clara County Superior Court entitled Chavez v. Rite Aid Corp., Santa Clara Super. 26 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. 27

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1	4. On April 15, 2015, the parties in <i>Romero</i> agreed to dismiss without prejudice the putative		
2	class and representative claims in that action, which obviates Rite Aid's motion to stay in Welday,		
3	Bauser, Chavez, Jaeger, Kaufman, Gonzalez, and Von Kopp. Rite Aid also agrees not to move to stay		
4	the Related Actions pending Chavez II.		
5	5. As such, the parties request that the Court:		
6		a. permit Rite Aid to	o 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		dline 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		urrent or requested deadline to file joint status reports in the
10		Related Actions; ar	nd
11		c. enter similar orders	s on the parties' stipulations in the Related Actions.
12	б.	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			KIOHLI II OLOODIKI, I.C.
17			By:Michael Righetti
18			Attorneys for Plaintiff Keith Welday
19	Dated:	April 16, 2015.	JEFFREY D. WOHL RISHI N. SHARMA
20			PETER A. COOPER PAUL HASTINGS LLP
21			
22			By:Peter A. Cooper
23			Attorneys for Defendant Rite Aid Corporation
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8	UNITED STATES DISTRICT COURT		
9	EASTERN DISTRICT OF CALIFORNIA		
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11	KEITH WELDAY, an individual	No. 2:13-CV-02439 JAM-EFB	
12	Plaintiff,	<i>Related to Nos.</i> 2:14-CV-01946 JAM-EFB;	
13		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	Derendunts	ORDER WITHDRAWING MOTION TO	
18		STAY AND SETTING DEADLINE FOR JOINT STATUS REPORT	
19		Judge: Hon. John A. Mendez	
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2	On the stipulation of the parties, and good cause appearing therefor,	
3	IT IS ORDERED that defendant Rite Aid Corporation's motion to stay this action pending	
4	Romero v. Rite Aid Corp., U.S.D.C., C.D. Cal., No. CV 13-7720-MWF (JEMx), is WITHDRAWN.	
5	IT IS FURTHER ORDERED that the parties' deadlines to file their joint status report is set for	
6	May 18, 2015, to coincide with the deadline to file joint status reports in the other actions related to this	
7	action by the Court's prior orders.	
8	Dated: April 20, 2015.	
9	/s/ John A. Mendez	
10	John A. Mendez United States District Court Judge	
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