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*Attorneys for Defendants McNeil
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19 *Class Counsel*

20 **UNITED STATES DISTRICT COURT
21 EASTERN DISTRICT OF CALIFORNIA**

22 JOANN MARTINELLI, individually and on
23 behalf of all others similarly situated,

24 Plaintiff,

25 v.

26 JOHNSON & JOHNSON and McNEIL
27 NUTRITIONALS, LLC,

28 Defendants.

Case Number: 2:15-cv-01733-MCE-DB

**JOINT STIPULATION AND ORDER TO
STAY LITIGATION PENDING THE
PARTIES' MEDIATION**

1 Plaintiff JoAnn Martinelli (“Plaintiff”) and Defendants Johnson & Johnson and McNeil
2 Nutritionals, LLC (“Defendants”), through their respective counsel of record, hereby stipulate and
3 agree as follows:

4 WHEREAS, over the past several weeks, counsel for both parties have engaged in
5 settlement discussions that recently resulted in an agreement to pursue settlement through
6 mediation;

7 WHEREAS, the parties have selected a mediator and are in the process of scheduling the
8 mediation in November or early December;

9 WHEREAS, the Parties request a stay of all proceedings and deadlines to allow them to
10 focus solely on resolution leading up to the mediation;

11 NOW THEREFORE, subject to the Court’s approval, the Parties stipulate that the Court
12 stay all proceedings and deadlines in this action to allow the Parties to focus solely on resolution
13 leading up to the mediation;

14 The Parties further propose to update the Court in writing on or before December 11, 2020
15 about the status of their settlement efforts:

16
17 Dated: October 27, 2020

BURSOR & FISHER, P.A.

18 By: /s/ Neal J. Deckant
19 Neal J. Deckant

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Class Counsel

Dated: October 27, 2020

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By: /s/ Carlos M. Lazatin (as authorized on 10/27/20)
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*Attorneys for Defendants McNeil Nutritionals, LLC
and Johnson & Johnson*

ORDER

Pursuant to the parties' stipulation, IT IS HEREBY ORDERED THAT the all proceedings and deadlines in this action are STAYED to allow the Parties to focus solely on resolution leading up to the mediation. The Parties are hereby ordered to file a status report of their settlement efforts on or before December 11, 2020.

IT IS SO ORDERED.

Dated: November 5, 2020



MORRISON C. ENGLAND, JR.
SENIOR UNITED STATES DISTRICT JUDGE

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