

1 ROBIN G. WORKMAN, Bar No. 145810
 WORKMAN LAW FIRM, P.C.
 2 177 Post Street, Suite 800
 San Francisco, CA 94108
 3 Telephone: 415.782.3660
 Facsimile: 415.788.1028

4 Attorney for Plaintiffs
 5 ANTHONY MARC MOSTAJO and
 ELAINE QUEDENS

6 JAMES J. OH, IL Bar No. 6196413 (*admitted pro hac vice*)
 7 LITTLER MENDELSON, P.C.
 321 North Clark Street, Suite 1000
 8 Chicago, IL 60654
 Telephone: 312.372.5520
 9 Facsimile: 312.372.7880

10 KAI-CHING CHA, Bar No. 218738
 MICHAEL J. HUI, Bar No. 273212
 11 LITTLER MENDELSON, P.C.
 333 Bush Street, 34th Floor
 12 San Francisco, CA 94104
 Telephone: 415.433.1940
 13 Facsimile: 415.399.8490

14 Attorneys for Defendant
 NATIONWIDE MUTUAL INSURANCE COMPANY

15 UNITED STATES DISTRICT COURT

16 EASTERN DISTRICT OF CALIFORNIA

17 ANTHONY MARC MOSTAJO, and ELAINE
 18 QUEDENS, on behalf of himself and all others
 similarly situated,

19 Plaintiffs,

20 v.

21 NATIONWIDE MUTUAL INSURANCE
 22 COMPANY, and Does 1 through 50, inclusive,

23 Defendants.

Case No. 2:17-CV-00350-JAM-AC

**STIPULATION AND ORDER
 GRANTING LEAVE TO FILE
 SECOND AMENDED COMPLAINT**

1 Plaintiffs Anthony Marc Mostajo (“Mostajo”) and Elaine Quedens (“Quedens”), on behalf of
2 themselves and all others similarly situated, and Defendant Nationwide Mutual Insurance Company
3 (“Nationwide”) (collectively, the “Parties”), through their respective counsel of record and with
4 reference to the following facts, stipulate and agree as follows:

5 WHEREAS, on or about January 9, 2017, Mostajo filed the original Complaint in this action
6 alleging violations of the California Labor Code against Nationwide;

7 WHEREAS, on or about February 14, 2017, Mostajo and Quedens filed their First Amended
8 Complaint alleging violations of the California Labor Code against Nationwide;

9 WHEREAS, since the filing of the First Amended Complaint, the Parties have engaged in
10 significant discovery, exchanging documents and data regarding the parties’ claims and defenses;

11 WHEREAS, the Parties have agreed that Mostajo and Quedens may file a Second Amended
12 Complaint, attached hereto as Exhibit A, for the purpose of adding additional causes of action
13 against Nationwide;

14 WHEREAS, the Parties agree that Nationwide shall have thirty (30) days from the date of
15 filing of the Second Amended Complaint to respond to the Second Amended Complaint;

16 NOW, THEREFORE, the Parties hereby stipulate and agree that Mostajo and Quedens may
17 file the [Proposed] Second Amended Complaint against Nationwide which is attached as Exhibit A
18 to this Stipulation. The [Proposed] Second Amended Complaint will be deemed filed and served as
19 of the date the Court signs the Order granting this Stipulation.

20 **IT IS SO STIPULATED.**

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1 Date: February 12, 2018

/s/Robin G. Workman
ROBIN G. WORKMAN
WORKMAN LAW FIRM, P.C.
Attorneys for Plaintiffs
ANTHONY MARC MOSTAJO and ELAINE
QUEDENS

5 Date: February 12, 2018

/s/Kai-Ching Cha
JAMES J. OH
KAI-CHING CHA
LITTLER MENDELSON, P.C.
Attorneys for Defendant
NATIONWIDE MUTUAL INSURANCE
COMPANY

10 **IT IS SO ORDERED.**

11 Dated: 2/13/2018

/s/ John A. Mendez
HONORABLE JOHN A. MENDEZ
UNITED STATES DISTRICT COURT JUDGE

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