

1 NAOMI JANE GRAY (SBN 230171)
2 SHADES OF GRAY LAW GROUP, P.C.
3 100 Shoreline Highway, Suite 100B
4 Mill Valley, CA 94941
5 Telephone: (415) 746-9260
6 Facsimile: (415) 968-4328
7 ngray@shadesofgray.law

8 KEVIN ISAACSCON
9 ROPERS MAJESKI KOHN & BENTLEY, PC
10 50 West San Fernando Street, Suite 1400
11 San Jose, CA 95113
12 Telephone: (408) 287-6262
13 Facsimile: (408) 287-6262
14 kevin.isaacson@rmkb.com

15 SCOTT ZEBRAK (admitted *pro hac vice*)
16 OPPENHEIM + ZEBRAK, LLP
17 5225 Wisconsin Avenue NW, Suite 503
18 Washington, D.C. 20015
19 Telephone: (202) 480-2999
20 Facsimile: (866) 766-1678
21 scott@oandzlaw.com

22 Attorneys for Plaintiffs

23 UNITED STATES DISTRICT COURT
24 EASTERN DISTRICT OF CALIFORNIA

25 MCGRAW-HILL GLOBAL
26 EDUCATION HOLDINGS, LLC,
27 PEARSON EDUCATION, INC., and
28 CENGAGE LEARNING, INC.,

Plaintiff,

v.

YAROSLAV STOLYARCHUK,

Defendant.

Case No. 2:17-cv-01716-WBS-DB

**STIPULATION AND [~~PROPOSED~~] ORDER
CONSOLIDATING RELATED ACTIONS**

Pursuant to Fed. R. Civ. P. 42 and Civil Local Rule 143, the parties hereby stipulate as follows:

This Present Action is related to *Elsevier, Inc., et al. v. Stolyarchuk*, Case No. 18-cv-00593-WBS-EFB, filed on August 17, 2017 (the Elsevier Action”). Three of the four plaintiffs in the Elsevier Action are also plaintiffs in the Present Action: McGraw-Hill Global Education Holdings, LLC; Pearson Education, Inc.; and Cengage Learning, Inc. The sole named defendant in both actions is Yaroslav Stolyarchuk. In both actions, the plaintiffs assert that Defendant

1 committed acts of direct and secondary copyright infringement, trademark infringement, and
2 trademark counterfeiting with respect to plaintiffs' works. (*Compare* D.N. 1 *with* Exh. A hereto.)

3 Accordingly, to promote efficiency, the parties stipulate to the consolidation of this
4 Present Action into the Elsevier Action. The parties anticipate a short extension of the dates;
5 however, they plan to explore that once the actions are consolidated and as discovery progresses.

6 Plaintiffs shall have up to and including April 5, 2018 (or 10 days after the date the Court
7 so orders this stipulation, whichever is later) to file a consolidated amended complaint which will
8 serve as the operating pleading in both the Present Action and the Elsevier Action. Defendant's
9 response to the consolidated amended complaint will be due as set forth in the Federal Rules of
10 Civil Procedure.

11 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD

12 Respectfully submitted,

13 Dated: March 29, 2018

SHADES OF GRAY LAW GROUP, P.C.

14 NAOMI JANE GRAY

15
16 */s/ Naomi Jane Gray*

Attorneys for Plaintiffs

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18 ROPERS MAJESKI KOHN & BENTLEY PC

19 KEVIN ISAACSON

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21 */s/ Kevin Isaacson* (as authorized on
3/29/2018)

Attorney for Defendant

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IT IS SO ORDERED.

Dated: March 30, 2018



WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE