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13 Attorneys for Defendant AVESIS
 INCORPORATED

14 **UNITED STATES DISTRICT COURT**
 15 **EASTERN DISTRICT OF CALIFORNIA**
 16

17 RODNEY MATTOS

18 Plaintiff,

19 v.

20 AVESIS INCORPORATED

21 Defendant.

Case No. 2:18-CV-00414 JAM-EFB

**STIPULATION AND ORDER TO STAY
 PROCEEDINGS PENDING BINDING
 ARBITRATION**

Complaint Filed: February 22, 2018
 Judge: Hon. John A. Mendez

23 Plaintiff RODNEY MATTOS (“Plaintiff”) and Defendant AVESIS INCORPORATED
 24 (“Defendant”) do hereby agree and stipulate that this action be STAYED with respect to all claims,
 25 causes of action, and parties, pending the completion of binding arbitration in accordance with the
 26 parties’ Arbitration Agreement, as amended in the form described below:

27 1. Plaintiff shall submit a claim for binding arbitration to JAMS before the Michael
 28 Loeb;

1 2. Defendant shall cover all costs unique to arbitration, in accordance with the terms of
2 the parties' Arbitration Agreement;

3 3. The arbitration shall be conducted in accordance with the JAMS Employment
4 Arbitration Rules;

5 4. All proceedings in this Court shall be and remain stayed pending binding
6 arbitration; and

7 5. This Court shall retain jurisdiction over this action pending completion of binding
8 arbitration, including for purposes of confirming any potential arbitration award and to enter
9 judgment, if any, as necessary.

10 **IT IS SO STIPULATED.**

11 DATED: August 6, 2018

LAW OFFICE OF JEFFREY D. FULTON

12
13 By: /s/ Jeffrey D. Fulton

Jeffrey D. Fulton
Natalya Grunwald
Attorneys for Plaintiff
RODNEY MATTOS

14
15
16 DATED: August 6, 2018

OGLETREE, DEAKINS, NASH, SMOAK &
STEWART, P.C.

17
18 By: /s/ Anthony J. DeCristoforo

Anthony J. DeCristoforo
Paul M. Smith
Attorneys for Defendant AVESIS
INCORPORATED

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21 **ATTESTATION**

22 Concurrence in the filing of this document has been obtained from each of the individuals
23 whose electronic signature is attributed above.

24 DATED: August 6, 2018

OGLETREE, DEAKINS, NASH, SMOAK &
STEWART, P.C.

25
26 By: /s/ Anthony J. DeCristoforo

Anthony J. DeCristoforo
Paul M. Smith
Attorneys for Defendant AVESIS
INCORPORATED

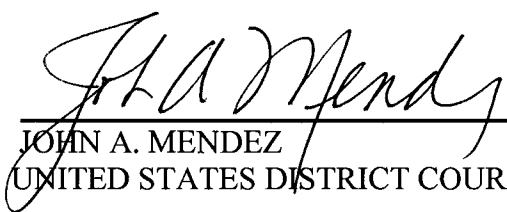
1 **ORDER**

2 Pursuant to the stipulation of the parties, IT IS HEREBY ORDERED THAT:

- 3 1. The Stipulation of the Parties to STAY this matter, including all proceedings,
4 pending binding arbitration is hereby GRANTED;
- 5 2. The Hearing on Defendant's Motion to Compel Arbitration currently set for August
6 21, 2018 is hereby vacated;
- 7 3. The matter is hereby STAYED pending binding arbitration; and
- 8 4. This Court shall retain jurisdiction over this matter pending the parties' full and
9 complete participation in binding arbitration, including retention of this Court's power to confirm

10 any potential arbitration award and to enter judgment, as necessary. *The parties are to file a joint status report within ten days of completing the binding arbitration or within six months from the date of this Order, whichever comes first*

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13 DATED: August 7, 2018

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15 _____
16 JOHN A. MENDEZ
17 UNITED STATES DISTRICT COURT JUDGE

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