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Counsel for Defendant
HEAVENLY VALLEY, LIMITED
PARTNERSHIP

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

Adam Heggen, an individual,

Plaintiff,

v.

Heavenly Valley, Limited Partnership; and
Does 1-10, inclusive;

Defendants.

Case No. 2:21-cv-00107-WBS-DB

**JOINT STIPULATION AND ORDER TO
STAY CASE PENDING APPROVAL OF
CLASS SETTLEMENT IN RELATED CASE**

Complaint Filed: October 21, 2020
Date Removed: January 21, 2021
District Judge: Hon. William B. Shubb
Courtroom 5, Sacramento
Magistrate Judge: Hon. Deborah Barnes
Courtroom 27, Sacramento

1 Plaintiff Adam Heggen and Defendant Heavenly Valley, Limited Partnership (collectively,
2 “the Parties”), by and through their respective counsel of record, herein agree and stipulate as
3 follows:

4 **RECITALS**

5 WHEREAS, the Parties notified the Court that they had reached a settlement to resolve all
6 claims in this wage and hour class and collective action case on August 12, 2021 (“Settlement”);

7 WHEREAS, the Settlement resolves all claims in this lawsuit, as well as all claims pled in
8 related cases *Gibson v. The Vail Corporation*, Case No. 2:21-cv-01260-KJM-AC (E.D. Cal.)
9 (“Gibson”); *Hamilton v. Heavenly Valley, Limited Partnership*, 2:21-cv-01608-MCE-DB (E.D.
10 Cal.) (“*Hamilton I*”); and *Hamilton v. Heavenly Valley, Limited Partnership*, SC20210148 (El
11 Dorado County Superior Court) (“*Hamilton II*”);

12 WHEREAS, the Parties have agreed as part of the Settlement to seek approval of the
13 Settlement in *Hamilton II*, and to immediately stay all deadlines in this case, *Gibson*, and
14 *Hamilton I* pending approval of the Settlement in *Hamilton II*; and

15 WHEREAS, Plaintiffs anticipate filing a Motion for Preliminary Approval of the Class
16 Action Settlement in *Hamilton II* at the earliest possible date;

17 THEREFORE, IT IS HEREBY STIPULATED AND AGREED, that the Parties request the
18 Court issue an order to stay all deadlines in this action and requiring the Parties file a Joint Status
19 Report addressing the status of the settlement approval process, and any additional information
20 that the Court requires, on a date in February 2022, or such other date that the Court deems
21 appropriate.

22 **IT IS SO STIPULATED.**

23 DATED: November 30, 2021

KING & SIEGEL LLP

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25 By: /s/ Elliot Siegel
Elliot Siegel

26 *Counsel for Plaintiffs*
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DATED: November 30, 2021

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

By: /s/ Evan Moses (as authorized on XX/XX/21)
Evan R. Moses

Counsel for Defendant

SIGNATURE ATTESTATION

I hereby attest that all other signatories listed, on whose behalf the filing is submitted,
concur in the filing's content and have authorized the filing.

DATED: November 30, 2021

By: /s/ Elliot Siegel
Elliot Siegel

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ORDER

The Court having reviewed the foregoing stipulation, and of good cause appearing therefore, the Court orders as follows:

- (1) All deadlines in this action are hereby immediately stayed and vacated.
- (2) The Parties shall file a Joint Status Report addressing the status of the settlement approval process, and any additional information that the Court requires, on **February 28, 2022.**
- (3) A Status Conference Re Class Action Settlement is set for **March 14, 2022 at 1:30 p.m.**

IT IS SO ORDERED.

Dated: November 30, 2021



WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE