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11 **IN THE UNITED STATES DISTRICT COURT**
 12 **FOR THE EASTERN DISTRICT OF CALIFORNIA**
 13 **SACRAMENTO DIVISION**

14 DWAYNE AUSTIN, individually and on : Civil Action No.: 2:21-cv-02100-KJM-DB
 15 behalf of all persons similarly situated, :

16 Plaintiff, :

17 v. :

18 FINISHLINE EXPRESS LLC and DHL :
 19 EXPRESS (USA) INC. d.b.a. DHL :
 20 EXPRESS, :

21 Defendants. :

22 **CLASS AND COLLECTIVE ACTION**
 23
 24 **JURY TRIAL DEMANDED**

25 **STIPULATION AND ORDER TO CONTINUE STAY OF CASE**
 26 **PENDING ALTERNATIVE DISPUTE RESOLUTION AND TOLLING**

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 29 **STIPULATION AND ORDER TO CONTINUE TO STAY CASE**
 30 **PENDING ALTERNATIVE DISPUTE RESOLUTION AND TOLLING**

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1 request that the deadline for Defendants to file their responses to Plaintiff's Complaint be
2 extended to 30 days after the end of the tolling period.

3 7. On or before September 2, 2022, the Parties will submit a joint status report
4 apprising the Court as to the status of the settlement discussions.

5 WHEREFORE, the Parties respectfully request that the Court enter this stipulation as
6 an Order.

7 Pursuant to Local Rule 131(e) filing counsel represents they have obtained the approval
8 of the undersigned prior to submission.

9 Dated: July 18, 2022

Respectfully submitted,

10
11 /s/ Alexandra K. Piazza

/s/ Amanda L. Iler (as authorized on 7/18/2022)

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7 *Inc.*

8 **ORDER**

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10 The court has reviewed the parties' stipulation, ECF No. 11. Good cause appearing, the
11 court orders:

- 12 1. The proceeding shall be stayed until September 2, 2022.
13 2. All deadlines and statute of limitations on potential wage claims shall be tolled for
14 the Parties and Class Members until thirty (30) days after the end of the Stay Period.
15 3. The deadline for Defendants to file their responses to Plaintiff's Complaint is
16 extended to 30 days after the end of the tolling period.
17 4. The Initial Scheduling Conference set for August 24, 2022 is VACATED and RESET
18 for November 3, 2022 at 2:30 p.m., with the filing of a joint status report due fourteen
19 days prior.
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21 **IT IS SO ORDERED.**

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23 DATED: August 2, 2022.

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25 _____
26 CHIEF UNITED STATES DISTRICT JUDGE
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