

1 **STIPULATION**

2 WHEREAS, this action is one of two pending suits involving air conditioner condenser units
3 of vehicles distributed by Defendant American Honda Motor Co., Inc. (“Defendant” or “Honda”).

4 WHEREAS, on September 26, 2008, the first suit was filed against Honda, which suit
5 remains pending as *Alin v. American Honda Motor Co., Inc.*, No. 2:08-cv-4825 (“*Alin*”) in the
6 United States District Court for the District of New Jersey.

7 WHEREAS, on January 30, 2009, plaintiff Lisa S. Prati (“Plaintiff” or “Prati”) filed this suit
8 against Honda.

9 WHEREAS, on April 9, 2009, Honda filed a Motion To Stay Or Transfer Proceedings (the
10 “Motion”), requesting that the Court stay this proceeding pending class certification proceedings in
11 *Alin*, or, in the alternative, transfer this proceeding to the United States District Court for the District
12 of New Jersey for consolidated proceedings with *Alin*.

13 WHEREAS, on April 27, 2009, Plaintiff filed her first amended complaint.

14 WHEREAS, on May 15, 2009, Plaintiff filed her opposition to the Motion.

15 WHEREAS, Honda has filed a motion to dismiss in *Alin*, which is now fully-briefed.

16 WHEREAS, on June 2, 2009, Plaintiff and Honda (the “Parties”) filed a stipulation
17 requesting that this matter be stayed pending resolution of the motion to dismiss in *Alin*.

18 WHEREAS, on June 3, 2009, the Court entered an order which stayed the matter pending
19 resolution of the motion to dismiss in *Alin* (the “Order”).

20 WHEREAS, the Order set a Case Management Conference for September 21, 2009 but also
21 stated that “Upon good cause being shown, the parties may stipulate to change this date forward or
22 back.”

23 WHEREAS, on September 11, 2009, the Court entered an order continuing the Case
24 Management Conference to November 23, 2009 and stating that “Upon good cause being shown, the
25 parties may stipulate to change this date forward or back.”

26 WHEREAS, on October 20, 2009, United States District Court for the District of New Jersey
27 set oral argument on the motion to dismiss in *Alin* for December 18, 2009.
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American Honda Motor Co., Inc.

Dated: November 9, 2009

GOODIN, MACBRIDE, SQUERI, DAY &
LAMPREY, LLP

By: /s/ Wayne T. Lamprey

Attorneys For Plaintiff Lisa S. Prati

PROPOSED ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 11/10/09

THE HONORABLE THELTON E. HENDERSON
United States District Court

