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9 Attorneys for Defendant
 SAFEWAY INC.

11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA

14 MICHAEL RODMAN, on behalf of himself
 and all others similarly situated,
 15 Plaintiff,
 16 v.
 17 SAFEWAY INC.,
 18 Defendant.

Case No. 3:11-CV-03003-JST (JCS)

**STIPULATION AND ~~PROPOSED~~
 ORDER FOR FURTHER EXTENSION OF
 STAY OF EXECUTION AND
 ENFORCEMENT OF JUDGMENT**

The Honorable Jon S. Tigar

22 Pursuant to Civil Local Rule 7-12, Plaintiff Michael Rodman, on behalf of himself and all
 23 others similarly situated (“Plaintiff”), and Defendant Safeway Inc. (“Safeway”), hereby stipulate
 24 and agree as follows:

26 WHEREAS, the Court entered judgment on November 30, 2015 (Dkt. No. 406).

1 WHEREAS, on December 11, 2015, pursuant to the parties' stipulation, the Court entered
2 an Order for Extension of Stay of Execution and Enforcement of Judgment by which (1) any
3 execution or enforcement of the judgment was stayed until and including January 5, 2016; and (2)
4 a supersedeas bond in the amount of \$42,000,000 was approved (Dkt. No. 412).

5
6 WHEREAS, Safeway is in the process of procuring the supersedeas bond and conferring
7 with Plaintiff on the language of the bond.

8
9 WHEREAS, Safeway represents that it is able to satisfy the judgment.

10
11 WHEREAS, Safeway has made representations to Plaintiff concerning its current financial
12 condition, and has agreed to immediately notify Plaintiff of any material change in such condition
13 that would impact its ability to pay the judgment.

14
15 WHEREAS, Plaintiff and Safeway agree to further extend the stay provided under Fed. R.
16 Civ. Proc. 62(a) until and including January 12, 2016.

1 Dated: January 5, 2015

Dated: January 5, 2015

3 REED SMITH LLP

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4 By: /s/ Jonah D. Mitchell*

By: /s/ Steven A. Schwartz

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10 Attorneys for Defendant
11 SAFEWAY INC.

Attorneys for Plaintiff
MICHAEL RODMAN and the Class

12 * Filer's Attestation: Pursuant to Civil Local Rule
13 5-1(i) regarding signatures, Jonah D. Mitchell
14 hereby attests that concurrence in the filing of this
15 document has been obtained.

16 **ORDER**

17 **PURSUANT TO STIPULATION, IT IS HEREBY ORDERED** that any execution or
18 enforcement of the judgment is stayed until and including January 12, 2016. Until such time as
19 Safeway has obtained the supersedeas bond, Plaintiff may seek emergency relief from the stay of
20 execution in the event of any material change in Safeway's financial condition that reasonably
21 implicates Safeway's ability to pay the judgment.

22
23 DATED: January 5, 2016

