Case3:11-cv-06669-CRB Document33 Filed10/24/12 Page1 of 4 1 PETER M. HART (State Bar No. 198691) hartpeter@msn.com 2 AMBER S. HEALY (State Bar No. 232730) ahealy.loph@gmail.com 3 KATHERINE GIROLAMO (State Bar No. 281662) kgirolamo@gmail.com 4 LAW OFFICES OF PETER M. HART 12121 Wilshire Boulevard, Suite 205 5 Los Angeles, California 90025 Telephone: (310) 478-5789 6 Facsimile: (509) 561-6441 7 KENNETH H. YOON (State Bar No. 198443) kyoon@yoonlaw.com 8 LAW OFFICES OF KENNETH H. YOON One Wilshire Blvd., Suite 2200 9 Los Angeles, CA 90017 Telephone: (213) 612-0988 10 Facsimile: (213) 947-1211 11 Attorneys for Plaintiff Vernon Michael Lambson 12 13 UNITED STATES DISTRICT COURT 14 NORTHERN DISTRICT OF CALIFORNIA 15 16 VERNON MICHAEL LAMBSON, as Case No. 3:11-cv-06669-CRB an individual and on behalf of all others 17 similarly situated, STIPULATION AND [PROPOSED] ORDER FOR LEAVE FOR PLAINTIFF 18 Plaintiff, TO FILE A SECOND AMENDED **COMPLAINT** 19 v. Hon. Charles R. Breyer Judge: 20 MARRIOTT INTERNATIONAL INC., a Delaware Corporation; THE 21 RITZ-CARLTON HOTEL COMPANY, LLC, a Delaware 22 Corporation; and DOES 1 THROUGH 100, inclusive, 23 Defendants. 24 25 26 27 28 STIPULATION AND [PROPOSED] ORDER FOR LEAVE TO

SECOND AMENDED COMPLAINT (CASE NO. 3:11-CV-06669)

1	Plaintiff Vernon Michael Lambson ("Plaintiff") and Defendant and The Ritz-
2	Carlton Hotel Company, LLC ("Ritz-Carlton") ("Defendant") (collectively the "Parties")
3	by and through their respective counsel, hereby stipulate as follows:
4	WHEREAS, Counsel for the Parties, have met and conferred regarding the filing
5	of a Second Amended Complaint ("SAC");
6	WHEREAS, the SAC will (i) add representative plaintiff, Dinora Martinez, (ii)
7	delete certain causes of action and allegations, (iii) add certain causes of action including
8	a claim under Labor Code § 2698, et seq., the Private Attorneys General Act ("PAGA"),
9	(iv) and will revise class definitions;
10	WHEREAS, without agreeing to the propriety of the same, Ritz-Carlton does not
11	oppose such an amendment, subject to reserving all its rights and defenses (including, by
12	way of example but not of limitation, all arguments regarding the substantive allegations,
13	the propriety of class certification, relations back for limitations purposes, and whether
14	Plaintiff Lambson's and proposed Plaintiff Martinez' claims can or should be brought in
15	the same action);
16	NOW, THEREFORE, the parties hereby stipulate and agree as follows:
17	1) Plaintiff may file a Second Amended Complaint, a copy of which is attached as
18	Exhibit A.
19	2) Upon entry of the Court's Order permitting the filing of the Second Amended
20	Complaint, the Second Amended Complaint shall be deemed served. Defendant Ritz-
21	Carlton shall have thirty (30) days from the date of entry of said order to answer or
22	otherwise respond to the Second Amended Complaint.
23	
24	Dated: October 24, 2012 LAW OFFICES OF PETER M. HART
25	By: /s/ Peter M. Hart
26	Peter M. Hart Attorneys for Plaintiff
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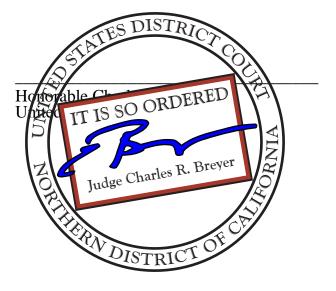
ROPOSED ORDER

This Court has reviewed the Parties' Stipulation for Leave for Plaintiff to File A Second Amended Complaint.

Good cause appearing therefore, it is hereby ordered that the Stipulation is **GRANTED**. Plaintiff shall have leave to file the Second Amended Complaint and Defendant shall have thirty (30) days from the date of entry of this Order to answer or otherwise respond, subject to all the understandings and limitations set out in the parties' Stipulation.

IT IS SO ORDERED.

DATED: Oct. 25, 2012



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