

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

COLIN FRASER, individually and on
behalf of all others similarly situated,

Plaintiff,

v.

ASUS COMPUTER INTERNATIONAL, a
California Corporation, ASUSTEK
COMPUTER, INC., a Taiwanese
Corporation,

Defendants.

No. C 12-00652 WHA

**ORDER DENYING REQUEST
TO STAY PROCEEDINGS**

This is a putative class action. The parties have submitted a stipulation and proposed order stating, “[t]he Parties in the above-captioned matter have recently begun discussing a potential resolution of the action,” and have requested a temporary stay of proceedings in order “to discuss resolution further” (Dkt. No. 19 at 2). On February 13, 2012, the Court issued a notice regarding factors to be evaluated for any proposed class settlement. In relevant part, the notice stated: “Counsel should remember that merely filing a putative class complaint does not authorize them to compromise the rights of absent parties. *If counsel believes settlement discussions should precede a class certification, a motion for appointment of interim class counsel must first be made*” (Dkt. No. 6 at 4). No such motion has been made. Counsel shall not engage in settlement discussions prior to appointment of interim class counsel. The

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

motion to stay proceedings to permit discussion of a potential resolution of this putative class action is **DENIED**. All deadlines remain.

IT IS SO ORDERED.

Dated: May 3, 2012.



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE