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Counsel listed on the following page.

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

PETER WRIGHT and MICHELLE TRAME, individually, on behalf of all others similarly situated, and on behalf of the general public,

Plaintiffs,

vs.

ADVENTURES ROLLING CROSS COUNTRY, INC., dba ADVENTURES CROSS COUNTRY (ARCC), a California Corporation, SCOTT VON ESCHEN, and DOES 1 through 50 inclusive,

Defendants.

Case No. 3:12-cv-00982-EMC

Assigned to Judge Edward M Chen

**STIPULATION AND [PROPOSED] ORDER GRANTING STIPULATION TO PLAINTIFFS' FILING OF FIRST AMENDED COMPLAINT**

Initial Complaint Filed: February 17, 2012

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21 *Attorneys for Plaintiffs*

1 **STIPULATION**

2 Plaintiffs Peter Wright and Michelle Trame (“Plaintiffs”) and Defendants Adventures Rolling  
3 Cross Country, Inc. (“ARCC”) and Scott Von Eschen (collectively, “Defendants”), by and through  
4 the undersigned counsel, hereby stipulate as follows:

5 WHEREAS, Plaintiffs’ Initial Complaint was filed on February 17, 2012;

6 WHEREAS, Plaintiffs have informed Defendants that Plaintiffs desire to file a First  
7 Amended Complaint (“FAC”) adding a cause of action under the Private Attorneys General Act of  
8 2004, California Labor Code Section 2698, *et seq.*;

9 WHEREAS, Plaintiffs and Defendants signed Memorandum of Understanding (“MOU”) on  
10 August 2, 2013, agreeing to settle this case, and the Parties agreed in the MOU that Plaintiffs would  
11 file the instant Amended Complaint contemporaneously with the filing of an Unopposed Motion for  
12 Preliminary Approval of Class Action Settlement;

13 WHEREAS, Plaintiffs have provided Defendants with a redline showing the manner in  
14 which the FAC differs from the original complaint (a copy of the redline is attached hereto as Ex.  
15 A);

16 WHEREAS Federal Rule of Civil Procedure 15 states: “[A] party may amend its pleading  
17 only with the opposing party’s written consent or the court’s leave”;

18 WHEREAS Defendants consented in the MOU and hereby consent again in writing to the  
19 filing of the FAC;

20 THEREFORE, it is hereby stipulated and agreed as follows:

21 Defendants consent to Plaintiffs’ filing of the FAC (attached hereto as Ex. B), and Plaintiffs  
22 shall proceed to file the FAC upon execution and filing of this stipulation.  
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Dated: August 16, 2013

BRYAN SCHWARTZ LAW

/s/ Bryan Schwartz  
Bryan Schwartz, Bar No. 209903  
Attorney for Plaintiffs

Dated: August 16, 2013

HIRSCHFELD KRAEMER LLP

/s/ Reed E. Schaper  
Reed E. Schaper, Bar No. 082792  
Attorney for Defendants

1 **[PROPOSED] ORDER**

2 The Court, having considered the stipulation agreed to by Plaintiffs Peter Wright and  
3 Michelle Trame (“Plaintiffs”) and Defendants Adventures Rolling Cross Country, Inc. (“ARCC”)  
4 and Scott von Eschen (collectively, “Defendants”) to the filing of a First Amended Complaint, and  
5 finding good cause appearing therefore, HEREBY ORDERS AS FOLLOWS:  
6

7 Plaintiffs are granted leave to file the First Amended Complaint.

8  
9 **IT IS SO ORDERED**

10  
11 Dated: 8/20 2013

