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10 **Pro hac vice*

11 *Attorneys for Plaintiff Nicole Zilveti and the Putative Classes*

12
 13 **IN THE UNITED STATES DISTRICT COURT**
 14 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
SAN FRANCISCO DIVISION

15	NICOLE ZILVETI, individually and on)	
16	behalf of a class of similarly situated)	Case No. 4:2015-cv-02494-MMC
17	individuals,)	JOINT STATUS REPORT
18)	AND ORDER THEREON
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18 Plaintiffs,

19 v.

20 GLOBAL MARKETING RESEARCH
 SERVICES, INC., a Florida corporation,

22 Defendant.

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1 Plaintiff Nicole Zilveti (“Plaintiff” or Zilveti”) and Defendant Global Marketing Research
2 Services, Inc. (“Defendant” or “GMRS”) hereby respectfully file this Joint Status Report in
3 accordance with the Court’s November 2, 2016 Order. (Dkt. 57.) The Parties state as follows:

4 1. The Parties reached a Stipulation of Settlement (“Settlement Agreement”) in the
5 related matter of *Martin, et al. v. Global Marketing Research Services, Inc.*, Case No. 6:14-cv-
6 1290-ORL-31-KRS (M.D. FL) (the “*Martin* litigation”), which would resolve this California
7 litigation, and submitted their proposed Settlement Agreement for approval by the court in the
8 *Martin* litigation on March 18, 2016 (*Martin* Dkt. 97-1);

9 2. The *Martin* court issued its Order granting Preliminary Settlement Approval on
10 March 29, 2016 (*Martin* Dkt. 98) and set the Final Approval Hearing for August 16, 2016;

11 3. On August 16, 2016, at the Final Approval Hearing in the *Martin* litigation, the
12 *Martin* court heard argument regarding the fairness, reasonableness, and adequacy of the
13 Settlement Agreement and held an evidentiary hearing for the related matter of attorney’s fees;

14 4. On November 4, 2016, the *Martin* court granted Final Approval of the Parties’
15 settlement, with the caveat that the issue of attorneys’ fees would be addressed in a separate
16 order. (*Martin* Dkt. 139);

17 5. On November 30, 2016, the *Martin* court issued an Order resolving the attorneys’
18 fees issue. (*Martin* Dkt. 140);

19 6. However, on November, 20, 2016, a *pro se* objector, attorney Patrick S. Sweeney,
20 filed a Notice of Appeal regarding the *Martin* court’s Order granting Final Approval. The Parties
21 are presently working to address the appeal, which attorney Sweeney filed despite the fact he
22 does not appear to have even been a member of the Settlement Class;

23 7. Once the appeal is resolved, the Parties will be able to file a stipulation of
24 dismissal in this action.

25 8. As such, the Parties believe there is good cause to extend the stay of all litigation
26 deadlines in this instant action, pending the result of Objector Sweeney’s appeal, after which time
27 the Parties shall file a stipulation to dismiss this case in its entirety.

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SCHWARTZ LAW GROUP

DATED: November 30, 2016

By: /s/
Steven G. Schwartz (admitted *pro hac vice*)
David J. Pascuzzi (admitted *pro hac vice*)
Attorneys for Defendant
GLOBAL MARKETING RESEARCH
SERVICES, INC.

ATTESTATION

In compliance with Federal Rule 5, Local Rule 5-1(i)(3), the filer of this document hereby attests that the concurrence to the filing of this document has been obtained from the other signatories thereto.

/s/ Patrick H. Peluso

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~~PROPOSED~~ ORDER

IT IS HEREBY ORDERED that all litigation deadlines be stayed for forty-five (45) days, up to and including January 16, 2017, at which time the Parties shall file a further status report regarding the status of the related matter, *Martin, et al. v. Global Marketing Research Services, Inc.*, Case No. 6:14-cv-1290-ORL-31-KRS (M.D. FL), or a dismissal of this action in accordance with the Settlement Agreement.

IT IS FURTHER ORDERED THAT, if the *Martin* matter is resolved prior to the expiration of the forty-five (45) days, the Parties will promptly file a dismissal of this California action.

IT IS SO ORDERED.

DATED: December 1, 2016



THE HONORABLE MAXINE M. CHESNEY
United States District Judge