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9 Attorneys for Plaintiffs
 SEBASTIEN LAGREE AND
 10 SPX FITNESS, INC. D.B.A.
 LAGREE FITNESS

Attorneys for Defendants
 SPARTACUS 20TH LP (NV) D.B.A.
 BODYROK; SPARTACUS 20TH
 PROPERTIES, L.P.; SPARTACUS 20TH
 PROPERTIES G.P., INC.; BODYROK
 FRANCHISE, L.P.; BODYROK FRANCHISE
 G.P., INC.; PHILIP R. PALUMBO; JAKOB
 IRION; EXERCISE TECHNOLOGIES, L.P.;
 and SCULPT FITNESS BERKELEY, LLC

14 **UNITED STATES DISTRICT COURT**

15 **NORTHERN DISTRICT OF CALIFORNIA**

16 **SAN FRANCISCO DIVISION**

17 SEBASTIEN LAGREE AND
 18 SPX FITNESS, INC. D.B.A LAGREE
 FITNESS,

Case No. 3:15-cv-04592-JST

**STIPULATION TO STAY AND
~~PROPOSED~~ ORDER**

19 Plaintiffs,

20 v.

21 SPARTACUS 20TH LP (NV) D.B.A.
 BODYROK, SPARTACUS 20TH
 22 PROPERTIES, L.P., SPARTACUS 20TH
 PROPERTIES G.P., INC., PHILIP R.
 23 PALUMBO, JAKOB IRION, BODYROK
 FRANCHISE, L.P., BODYROK
 24 FRANCHISE G.P., INC., EXERCISE
 TECHNOLOGIES, L.P., SCULPT FITNESS
 25 BERKELEY, LLC, AND DOES 1
 THROUGH 10, INCLUSIVE,

26 Defendants.

1 WHEREAS, plaintiffs Sebastien Lagree and SPX Fitness, Inc. d.b.a. Lagree Fitness
2 (collectively, "Plaintiffs") and defendants Spartacus 20th LP (NV) d.b.a. BodyRok; Spartacus 20th
3 Properties, L.P.; Spartacus 20th Properties G.P., Inc.; Philip R. Palumbo; Jakob Irion; BodyRok
4 Franchise, L.P.; BodyRok Franchise G.P., Inc.; Exercise Technologies, L.P.; and Sculpt Fitness
5 Berkeley, LLC (collectively, "Defendants") participated in a mediation on February 1, 2016,
6 facilitated by Cathy Yanni, JAMS, have reached an agreement in principle, and are working to
7 finalize a settlement agreement;

8 IT IS HEREBY STIPULATED AND AGREED, by the undersigned attorneys for
9 Plaintiffs and Defendants, subject to the Court's approval, that case deadlines are stayed and
10 continued until thirty (30) days from entry of this Order, pending finalization of the settlement
11 agreement and the anticipated dismissal of this action.

12
13 Dated: February 2, 2016

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

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16 By: /s/ Stefani E. Shanberg
Stefani E. Shanberg

17 Attorneys for Plaintiffs
18 SEBASTIEN LAGREE
AND SPX FITNESS, INC.

19 Dated: February 2, 2016

GORDON & REES LLP

20
21
22 By: /s/ Robert P. Andris
Robert P. Andris

23 Attorneys for Defendants
24 SPARTACUS 20TH LP (NV) DBA
25 BODYROK; SPARTACUS 20TH
26 PROPERTIES, L.P.; SPARTACUS 20TH
27 PROPERTIES G.P., INC.; BODYROK
28 FRANCHISE, L.P.; BODYROK FRANCHISE
G.P., INC.; PHILIP R. PALUMBO; JAKOB
IRION; EXERCISE TECHNOLOGIES, L.P.;
and SCULPT FITNESS BERKELEY, LLC

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: February 3, 2016

