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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

Baerbel McKinney-Drobnis, Joseph B.  
Piccola, and Camille Berlese, individually and  
on behalf of all others similarly situated,  
  
Plaintiffs,  
  
v.  
  
MESSAGE ENVY FRANCHISING, LLC, a  
Delaware Limited Liability Company,  
  
Defendants.

CASE NO. 3:16-CV-6450-MMC (KAW)

**[PROPOSED] ORDER APPROVING  
JOINT STIPULATION TO STAY CASE  
AND VACATE DEADLINES PENDING  
MEDIATION**

Courtroom: 7 – 19<sup>th</sup> Floor  
Judge: Hon. Maxine M. Chesney

1 **[PROPOSED] ORDER APPROVING JOINT STIPULATION TO STAY**  
2 **CASE AND VACATE DEADLINES PENDING MEDIATION**

3 Upon consideration of the Joint Stipulation to Stay Case and Vacate Deadlines Pending  
4 Mediation (“Stipulation”) filed by Plaintiffs Baerbel McKinney-Drobnis, Joseph B. Piccola, and  
5 Camille Berlese (collectively, “Plaintiffs”) and Defendant Massage Envy Franchising, LLC  
6 (“MEF”) (MEF and Plaintiffs together, the “Parties”), and with good cause appearing, **IT IS**  
7 **HEREBY ORDERED** as follows:

8 The Stipulation is **APPROVED**.

9 **IT IS FURTHER HEREBY ORDERED** that all proceedings in this action are  
10 **STAYED** until further order of this Court.

11 **IT IS FURTHER HEREBY ORDERED** that the Parties shall have through and  
12 including February 16, 2018 to participate in a mediation.

13 **IT IS FURTHER HEREBY ORDERED** that the Parties, ~~shall have through and~~  
14 ~~including thirty (30) days following completion of the mediation to file either: (1) a notice of~~  
15 ~~proposed settlement and schedule for submission of a motion for preliminary approval of the~~  
16 ~~proposed settlement; or (2) a joint request that the stipulated stay be lifted, along with a joint~~  
17 ~~stipulation regarding a revised proposed schedule for briefing on Plaintiffs’ motion for class~~  
18 ~~certification and for class-related discovery, including the matters previously addressed in the~~  
19 ~~Court’s June 13, 2017 Order (Doc. 71).~~  
20 <sup>^</sup>

21 **IT IS FURTHER HEREBY ORDERED** that MEF shall have through and including  
22 fourteen (14) days following the date that the stay is lifted to file an objection to Magistrate Judge  
23 Westmore’s October 24, 2017 Order Regarding Joint Discovery Letter (Doc. 87), under Federal  
24 Rule of Civil Procedure 72(a) and Civil Local Rule 72-2.

25 **IT IS SO ORDERED.**

26 Dated: November 6, 2017

27   
28 HON. MAXINE M. CHESNEY