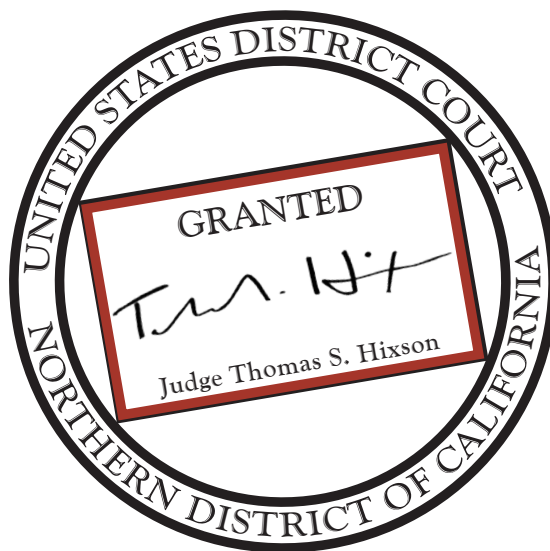


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 14



15 UNITED STATES DISTRICT COURT  
 16 NORTHERN DISTRICT OF CALIFORNIA  
 17

18 RYAN MCBAIN, individually, and on behalf of  
 others similarly situated,

19 Plaintiffs,

20 vs.

21 BEHR PROCESS CORPORATION (dba MASCO  
 22 COATINGS GROUP”), a corporation, BEHR  
 PAINT CORPORATION, a corporation; MASCO  
 23 CORPORATION, a corporation; and DOES ONE  
 through TEN inclusive,

24 Defendants.  
 25  
 26  
 27  
 28

Case No.: 3:16-CV-07036-TSH

**JOINT STATUS REPORT**

Date: November 29, 2018  
 Time: 10:00 AM  
 Dept: Dept B  
 Before: Hon. Thomas S. Hixson

Trial Date: None Set

1 Pursuant to this Court’s May 18, 2018 Order Vacating May 24, 2018 Status Conference (ECF  
2 No. 78), Plaintiff Ryan McBain, individually and on behalf of all others similarly situated (“Plaintiff”),  
3 and Defendants Behr Paint Corporation and Behr Process Corporation (“Defendants”), by and through  
4 their respective counsel of record, submit this Joint Status Report.

5 On August 24, 2018, the Alameda County Superior Court granted final approval of the Parties’  
6 proposed class, collective, and representative action settlement and entered Final Judgment (attached  
7 as Exh. 1). The final approval order and final judgment include the claims before this Court as well as  
8 the claims that were dismissed from this case and re-filed in Alameda County Superior Court.

9 Accordingly, the Parties request that this Court dismiss this action with prejudice.

10  
11 Dated: November 29, 2018

Respectfully submitted,

12 GOLDSTEIN, BORGEN, DARDARIAN & HO

13 *s/Byron Goldstein*

14 Laura L. Ho  
15 Byron Goldstein  
16 Ginger L. Grimes.

17 Attorneys for Plaintiff and the Proposed Class

18 JACKSON LEWIS P.C.

19 *s/Mia Farber*

20 Mia Farber  
21 Damien Delaney

22 Attorneys for Defendants Behr Paint  
23 Corporation and Behr Process Corporation

24 **SIGNATURE ATTESTATION**  
**ATTESTATION OF FILER**

25 The undersigned hereby attests that all signatories above have concurred in the filing of this  
26 motion.

27 DATED: November 29, 2018

*s/Byron Goldstein*

28 Byron Goldstein