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16 Attorney for Plaintiffs  
 DYLAN EACRET and JONATHAN KENT MERRITT

18 UNITED STATES DISTRICT COURT FOR THE  
 19 NORTHERN DISTRICT OF CALIFORNIA

20 DYLAN EACRET and JONATHAN KENT  
 21 MERRITT, individually and on behalf of other  
 similarly situated,

22 Plaintiffs,

23 v.

24 CRUNCH, LLC, and DOES 1-100, inclusive

25 Defendants.  
 26  
 27

Case Number: 3:18-cv-04374-JST

**JOINT STIPULATION TO COMPLETE  
 MEDIATION**

Judge: The Hon. Jon S. Tigar  
 Department: Courtroom 9 - 19<sup>th</sup> Floor

1 Plaintiffs DYLAN EACRET and JONATHAN KENT MERRITT (“Plaintiffs”) and  
2 Defendant Crunch, LLC (“Defendant”) (collectively, the “Parties”) do hereby stipulate and agree  
3 as follows:

4 WHEREAS the Parties were ordered to complete private mediation by April 4, 2019;

5 WHEREAS the Parties agree that participation in mediation with Michael J. Loeb will  
6 facilitate the potential resolution of the above-referenced matter;

7 WHEREAS the Parties were ordered at the January 4, 2019 case management conference  
8 to agree to a mediation date by January 8, 2019;

9 IT IS HEREBY STIPULATED between the Parties to this action, by and through their  
10 attorneys of record that:

11 The Parties agree to mediate with Michael J. Loeb on March 22, 2019.

12  
13 Dated: January 8, 2019

JACKSON LEWIS P.C.

14 By: /s/Shannon B. Nakabayashi  
15 Mia Farber  
16 Shannon B. Nakabayashi  
17 Conor J. Dale  
Attorneys for Defendant  
CRUNCH, LLC

18 Dated: January 8, 2019

19 By: /s/ Ashwin Ladva  
20 Ashwin Ladva  
21 Attorney for Plaintiffs  
DYLAN EACRET and JONATHAN KENT  
MERRITT

22 **~~PROPOSED~~ ORDER**

23 **PURSUANT TO THE JOINT STIPULATION OF THE PARTIES, IT IS SO ORDERED.**

24  
25 Dated: January 9, 2019

26   
27 Hon. Jon S. Tigar  
28 United States District Court Judge

4816-3142-4901, v. 1