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 BENNY PALLAN, DANISH MENDIOLA, and
 14 JADE SMITH

15 UNITED STATES DISTRICT COURT
 16 NORTHERN DISTRICT OF CALIFORNIA

17 JIANMING SONG, MELISSA HETZEL,
 JEANNETTE RAMOS, ALMA PALACIOS,
 18 BENNY PALLAN, DANISH MENDIOLA, and
 JADE SMITH, on Behalf of Themselves and All
 19 Others Similarly Situated,

20 Plaintiffs,

21 v.

22 SHELL VACATIONS LLC (d/b/a SHELL
 VACATIONS CLUB, L.P.), a Delaware Limited
 23 Liability Company, SHELL HOLDINGS, INC., a
 Delaware corporation, SVC-WEST, L.P., a
 24 Limited Partnership, SVC-NORTHEAST, L.P., a
 Limited Partnership, SVC-HAWAII, L.P., and
 25 DOES 1-50, inclusive,

26 Defendants.

Case No. C 10-03555 JL

**STIPULATION AND ORDER RE: STAY
 OF PROCEEDINGS**

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1 1. Pursuant to Civil Local Rules 7-1(a)(5) and 7-12, Plaintiffs Jianming Song, Melissa
2 Hetzel, Jeanette Ramos, Alma Palacios, Benny Pallan, Danish Mendiola, and Jade Smith
3 (collectively, “Plaintiffs”), and Defendants Shell Vacations LLC, Shell Holdings, Inc., and SVC-
4 Northeast, L.P. (now known as SVC-East, L.P.) (collectively, “Defendants”), jointly by their
5 respective attorneys, hereby submit this Stipulation to Stay Proceedings. Pursuant to this
6 stipulation, the parties’ jointly request that the Court enter an order staying the schedule and all
7 proceedings in this case for sixty (60) calendar days from the date of the order so that the parties
8 may continue to engage in settlement discussions.

9 2. The parties recognize that, prior to the filing of this Stipulation, Defendants filed a
10 request that this case be reassigned to a District Judge. Accordingly, although this case was
11 initially assigned to the Honorable James Larson, Magistrate Judge, pursuant to Local Rule 7-
12 1(c), the parties present this Stipulation to the General Duty Judge or, if unavailable, to the Chief
13 Judge or Acting Chief Judge.

14 3. This case was removed to this Court by Defendants on August 12, 2010. The
15 parties have been engaged, and wish to continue to engage, in settlement discussions. The parties
16 believe and agree that a stay of proceedings will facilitate their settlement discussions, and will
17 promote efficiency and preserve judicial resources.

18 5. Accordingly, the parties stipulate to, and respectfully request an order effecting, a
19 stay of the schedule and all proceedings in this case for sixty (60) calendar days from the date of
20 the order. The parties further agree that either side may terminate the stipulated stay by providing
21 written notice to the other side’s attorneys, and that seven (7) calendar days after such written
22 notice is provided, the parties shall file a Stipulation and Proposed Order requesting that the Court
23 lift the stay.

24 6. Neither party has previously requested a stay or any other change to the schedule
25 in this case. The stay requested in this Stipulation will not affect any other deadlines set by the
26 Court, and, pursuant to Local Rule 6-1(a), Plaintiffs have agreed to extend Defendants’ deadline
27 to answer or otherwise respond to the complaint to a date after the stay expires that will not affect
28 any other deadlines in this case.

