Levy v. Prevacus, Inc. Doc. 89

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| 7  |  |  |  |  |  |
| 8  | UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA   |  |  |  |  |
| 9  |  |  |  |  |  |
| 10 |  |  |  |  |  |
| 11 | Daniel E. Levy, an individual domiciled in   | Case No. 16-cv-1555 KAW  |  |  |  |
| 12 | California,  |  |  |  |  |
| 13 | Plaintiff,   | STIPULATION AND [ <del>PROPOSED</del> ]<br>ORDER POSTPONING CASE |  |  |  |
| 14 | vs.  | MANAGEMENT CONFERENCE AS MODIFIED                                |  |  |  |
| 15 | Prevacus, Inc., a Delaware corporation residing in Florida,  |  |  |  |  |
| 16 | Defendant.   |  |  |  |  |
| 17 | Defendant.   |  |  |  |  |
| 18 |  |  |  |  |  |
| 19 | STIPU  | LATION   |  |  |  |
| 20 | Plaintiff Daniel E. Levy, and Defe   | endants Prevacus and Jake VanLandingham,                         |  |  |  |
| 21 | through their respective counsel of record, do he  | reby agree and stipulate as follows:                             |  |  |  |
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|    | III  |   |  |               |  |
|----|--|---|--|---------------|--|
| 1  | 1.   | 1. The Court has scheduled a case management conference for March 6, 2018.                        |  |               |  |
| 2  | 2.   | 2. The parties participated in a mediation on September 26, 2017, and since that time,            |  |               |  |
| 3  | the parties have   | the parties have been working in good faith to negotiate settlement terms. This process has taken |  |               |  |
| 4  | longer than the  | longer than the parties envisioned, and the parties appreciate the Court's patience.              |  |               |  |
| 5  | 3.   | 3. The parties have reached a settlement in principle, which – upon completion by all             |  |               |  |
| 6  | parties of their settlement obligations – will result in the dismissal of this case by September 1,      |   |  |               |  |
| 7  | 2018.  |   |  |               |  |
| 8  | 4. I   | 4. In light of the foregoing, Plaintiff and Defendants agree to postpone the case                 |  |               |  |
| 9  | management conference until a convenient date for the Court that falls after September 1, 2018 –         |   |  |               |  |
| 0  | with all parties believing in good faith that a dismissal with prejudice will be filed before said date. |   |  |               |  |
| 1  | Dated: March   | 1, 2018   | Rimon P.C.                                   |               |  |
| 2  |  |   |  |               |  |
| 3  |  | Ву:   | /s/ Brian T.                                 | Hafter        |  |
| 4  |  |   | Brian T. Hafter<br>Attorneys for Plaintiff D | aniel E. Levy |  |
| 5  |  |   |  |               |  |
| 6  | Dated: March   | 1, 2018   | Law Offices of Seth W                        | V. Wiener     |  |
| 17 |  |   |  |               |  |
| 8  |  | By:   | /s/ Seth W. Wiener                           | V. Wiener     |  |
| 9  |  |   | Attorneys for Defendant                      |               |  |
| 20 |  |   | and Jake VanLandingha                        | m             |  |
| 21 |  | ATTESTATION PURSUANT  | TO CIVIL LOCAL RI                            | ILE 5-1       |  |
| 22 | I Brian  | T. Hafter, attest that concurrence i  |  |               |  |
| 23 |  | signatories. Executed on March 1,   | _  |               |  |
| 24 | from the other s   | ignatories. Executed on Water 1,  | 2010 in San Francisco, C                     | amornia.      |  |
| 25 |  | Dvv   | /c/ Prion T                                  | Hafter        |  |
| 26 |  | By:   | /s/ Brian T. Brian T. Hafter                 |               |  |
| 27 |  |   | Attorneys for Plaintiff D                    | amei E. Levy  |  |
| 28 |  |   | 1  |               |  |
|    | Levy v. Prevacus, Inc. (Case No. 16-cv-1555 KAW)   |   |  |               |  |

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| 1 2 | [PROPOSED] ORDER  |
| 3   | Pursuant to the foregoing Stipulation, IT IS SO ORDERED. The case management  |
| 4   | conference scheduled for March 6, 2018 has been postponed and will be held on |
| 5   | September 18, 2018 at _1:30 pm  |
| 6   |   |
| 7   | Dated: 3/2 2018 Hon Kandis A. Westmore  |
| 8   | United States Magistrate Judge  |
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