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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

JANET SIHLER, individually and on
behalf of all others similarly situated;
CHARLENE BAVENCOFF, individually
and on behalf of all others similarly
situated,

Plaintiffs,

v.

THE FULFILLMENT LAB, INC.;
RICHARD NELSON;
BEYOND GLOBAL, INC.,

Defendants.

Case No.: 20cv1528-LL-MSB

**ORDER GRANTING MOTION TO
LIFT STAY**

[ECF No. 99]

On November 1, 2021, the Court issued an order granting the parties’ joint motion to stay this matter pending relief or clarification of the scope of the automatic stay imposed by the bankruptcy court when Defendant Beyond Global, Inc. filed for Chapter 7 bankruptcy. ECF No. 98. On January 4, 2022, this case was transferred to the undersigned. ECF No. 107.

Currently before the Court is Plaintiffs’ Notice of Termination of Bankruptcy Stay and Motion to Lift Stay. ECF No. 99. Plaintiffs state that the bankruptcy of Defendant Beyond Global, Inc. was closed on November 24, 2021, the automatic bankruptcy stay has

1 been terminated, and there is no longer a barrier to discovery proceeding in this action. Id.
2 at 2. Plaintiffs attached a copy of the docket for the bankruptcy case indicating that the case
3 has closed. ECF No. 99-1 at 4. On December 16, 2021, Defendant Beyond Global, Inc.
4 filed a notice that on November 24, 2021, the docket in the bankruptcy case indicated
5 “[t]he trustee has filed a Final Account and has certified that the estate, if any has been
6 fully administered.” ECF No. 104. at 1–2. Because the bankruptcy case has closed, the
7 Court finds it appropriate to **GRANT** Plaintiffs’ Motion to Lift the Stay and **ORDERS** the
8 following:

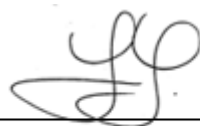
9 1. The parties shall contact the magistrate judge within three days of the issuing
10 of this Order to address discovery deadlines.

11 2. In resetting any discovery deadlines, the magistrate judge shall vacate the
12 current scheduling order and set pretrial deadlines up to and including the deadline to file
13 the motion for class certification.

14 3. The January 18, 2022 motion hearing for the Motion to Vacate Stay shall be
15 **VACATED.**

16 **IT IS SO ORDERED.**

17 Dated: January 10, 2022



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19 Honorable Linda Lopez
20 United States District Judge
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