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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

LAUREN ASHLEY MORGAN; ERIK BARNES; SHERRY BASON; LOIS WINN; GEORGES EMMANUEL NJONG DIBOKI; JULIA SIMS; and SOPHIA WOODLAND, Individually and on Behalf of All Others Similarly Situated,

Plaintiff,

v.

REALPAGE, INC.; GREYSTAR REAL ESTATE PARTNERS, LLC; LINCOLN PROPERTY CO.; CUSHMAN & WAKEFIELD, INC.; FPI MANAGEMENT, INC.; RPM LIVING, LLC; BH MANAGEMENT SERVICES, LLC; MID-AMERICA APARTMENT COMMUNITIES, INC.; MORGAN PROPERTIES, LLC; AVENUE5 RESIDENTIAL, LLC; BOZZUTO MANAGEMENT COMPANY; AVALONBAY COMMUNITIES, INC.; HIGHMARK RESIDENTIAL, LLC; EQUITY RESIDENTIAL; THE IRVINE COMPANY, LLC; ESSEX PROPERTY TRUST, INC.; ZRS MANAGEMENT, LLC; CAMDEN PROPERTY TRUST; UDR, INC.; CONAM MANAGEMENT CORPORATION; CORTLAND PARTNERS, LLC; THRIVE COMMUNITIES MANAGEMENT, LLC; SECURITY PROPERTIES INC.; CWS APARTMENT HOMES, LLC; PROMETHEUS REAL ESTATE GROUP, INC.; SARES REGIS GROUP OPERATING, INC.; MISSION ROCK RESIDENTIAL, LLC; and MORGAN GROUP, INC.,

Defendants.

No. 2:22-cv-01712-RSL

STIPULATED MOTION AND ORDER SUSPENDING DEADLINE FOR DEFENDANT AVENUE5 RESIDENTIAL, LLC TO RESPOND TO COMPLAINT

STIPULATED MOTION AND ORDER SUSPENDING DEADLINE FOR DEFENDANT AVENUE5 RESIDENTIAL, LLC TO RESPOND TO COMPLAINT - 1 [2:22-cv-01712 RSL]

ASHBAUGH BEAL LLP
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1 Pursuant to Local Civil Rules 7(d)(1), 7(j), and 10(g), Plaintiffs Lauren Ashley Morgan,
2 Erik Barnes, Sherry Bason, Lois Winn, Georges Emmanuel Njong Diboki, Julia Sims, and
3 Sophia Woodland (collectively, “Plaintiffs”) and Defendant Avenue5 Residential, LLC, by and
4 through their respective counsel, hereby stipulate as follows:

5 WHEREAS, Plaintiffs filed a Class Action Complaint (the “Complaint”) on December 2,
6 2022. ECF No. 1;

7 WHEREAS, Plaintiffs and certain other Defendants (“Stipulating Defendants”) entered
8 a Stipulation that, for purposes of judicial efficiency, would temporarily suspend the date for a
9 responsive pleading to the Complaint;

10 WHEREAS, the Court subsequently entered an Order [ECF No. 83] that, inter alia,
11 suspended the date for the Stipulating Defendants to respond to the Complaint, and required the
12 parties to submit a status report by January 18, 2023;¹ and

13 WHEREAS, Plaintiffs and Defendant Avenue5 Residential believe that judicial
14 efficiency would be served by suspending the date for Avenue5 Residential to move, answer or
15 otherwise respond to the Complaint, and to participate in the joint status report.

16 In making this stipulation, Avenue5 Residential does not waive, in this or any other
17 action, any (i) defenses or arguments for dismissal that may be available under Fed. R. Civ. P.
18 12; (ii) affirmative defenses under Fed. R. Civ. P. 8; (iii) other statutory or common law defenses
19 that may be available; or (iv) right to seek or oppose any reassignment, transfer, or consolidated
20 alternatives.

21 THEREFORE, Plaintiffs and Defendant Avenue5 Residential, LLC stipulate and agree
22 to suspend the deadline for Avenue5 Residential, LLC to answer, move to dismiss, or otherwise
23

24 ¹ Substantially identical stipulations have been entered by this Court in *Navarro v. RealPage, Inc. et al.*, No. 2:22-
25 *cv-01552* (W.D. Wash.); *Alvarez et al. v. RealPage, Inc. et al.*, No. 2:22-cv-01617 (W.D. Wash.); *Cherry et al. v.*
RealPage, Inc. et al., No. 2:22-cv-01618 (W.D. Wash.); and *Armas et al. v. RealPage et al.*, No. 2:22-cv-01726
26 (W.D. Wash.).

1 respond to the Complaint and request that the Court enter the proposed order pursuant to this
2 stipulation.

3 STIPULATED to this 13th day of January, 2023.

4
5 HAGENS BERMAN SOBOL SHAPIRO LLP

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16 *Emmanuel Njong Diboki, Julia Sims, and*
17 *Sophia Woodland Individually and on Behalf of*
18 *All Others Similarly Situated*

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27 STIPULATED MOTION AND ORDER
SUSPENDING DEADLINE FOR DEFENDANT
AVENUE5 RESIDENTIAL, LLC TO RESPOND TO
COMPLAINT - 3
[2:22-cv-01712 RSL]

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ORDER

THIS MATTER came before the Court on the parties’ Stipulated Motion to Suspend the Deadline for Defendant Avenue5 Residential, LLC to Respond to the Complaint. Now, therefore,

IT IS HEREBY ORDERED THAT:

Consistent with this Court’s Order of December 21, 2022 [ECF No. 83], the deadline for Defendant Avenue5 Residential, LLC to answer, move to dismiss, or otherwise respond to the Complaint is hereby suspended.

Defendant Avenue5 Residential, LLC shall meet and confer with Plaintiffs, and participate in the filing of the joint status report, as covered by the Court’s prior Order, due on January 18, 2023.

Dated this 17th day of January, 2023.

Robert S. Lasnik
Robert S. Lasnik
United States District Judge