

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
FORT PIERCE DIVISION**

**ELLEN BERMAN and DAYANA GUACH
on behalf of themselves and all others
similarly situated,**

Plaintiffs,

v.

**GENERAL MOTORS LLC, a Delaware
limited liability company,**

Defendant.

**CASE NO. 2:18-cv-14371
ROSENBERG/MAYNARD**

JOINT MOTION TO EXTEND STAY OF PROCEEDINGS

Plaintiffs Ellen Berman and Dayana Guach (“Plaintiffs”) and Defendant General Motors LLC (“GM”) jointly move this Court for an extension of the stay of this matter, which currently expires on February 4, 2019, for sixty (60) additional days, and to keep this case in a closed status for the reasons set forth below:

1. On October 2, 2018, the parties filed a “Joint Motion to Stay Proceedings” (DE 8) in which the parties requested that the Court stay this matter because the parties were involved in an ongoing mediation to settle this case and two other related cases.¹

2. In response, this Court issued an order on October 10, 2018 (DE 9) pursuant to which the Court stayed the case for sixty (60) days until December 5, 2018 and closed the case for statistical purposes.

¹ The two other cases are *Hindsman v. General Motors LLC*, No. 17-cv-5337 (N.D. Cal.) and *Sanchez v. General Motors LLC*, No. 18-cv-02536 (N.D. Ill.).

3. On December 5, 2019, the parties filed a “Joint Motion to Extend Stay of Proceedings and Joint Status Report Regarding Settlement” (DE 10). The parties informed the Court that, as a result of the mediation sessions, they had reached a tentative settlement of all issues in all three cases, and that they were working on a settlement agreement to document the settlement and on the other documents required to implement the settlement under Fed. R. Civ. P. 23 (for example, the motion for preliminary approval of the settlement to be submitted to this Court for approval).

4. On December 6, 2018, the Court granted the motion (DE 11). The Court extended the stay until February 4, 2019 and ordered that the case shall remain closed.

5. The parties are continuing their work on the settlement agreement and the settlement related pleadings, but they have not yet finalized those documents. As a result, the parties request that the Court extend the stay and all deadlines (including GM’s deadline for filing a responsive pleading) for an additional sixty (60) days, until April 5, 2019, and that this case remain in a closed status through that date.

6. The parties believe that there is good cause for the requested relief above, it is not requested for purposes of delay, and no party will be prejudiced by these requests.

WHEREFORE, the parties jointly request that the Court enter an order extending the stay and all deadlines (including GM’s deadline for filing a responsive pleading) for an additional sixty (60) days, until April 5, 2019, and that this case remain in a closed status through that date.

Dated: January 31, 2019

Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned hereby states a copy of the foregoing was served through the Court's CM/ECF system on all parties of record on January 31, 2019.

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ORDER GRANTING JOINT MOTION TO EXTEND STAY

THIS CAUSE is before the Court on the parties' Joint Motion to Extend Stay of Proceedings, DE ___, filed herein by Plaintiffs Ellen Berman and Dayana Guach ("Plaintiffs") and Defendant General Motors LLC ("GM"). The Court has considered the Motion, the record, and is otherwise fully advised in premises. Accordingly, the Motion, DE ___, is granted.

IT IS HEREBY ORDERED AND ADJUDGED

1. The Motion, DE ___, is **GRANTED**.
2. The **STAY** and all deadlines, including GM's deadline for filing a responsive pleading, are extended for sixty (60) additional days until April 5, 2019.
3. This case shall remain **CLOSED**.

DONE AND ORDERED in Chambers, West Palm Beach, Florida, this _____ day of

_____, 2019.

ROBIN L. ROSENBERG
UNITED STATES DISTRICT JUDGE