

**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 April 5, 2019, for an additional fourteen (14) days, and to keep this case in a closed status for the reasons set forth below:

1. As previously reported to the Court, the parties entered into mediation in order to resolve this putative class action and two similar putative class actions filed against GM on the same issue.¹ As also previously reported to the Court, the parties successfully reached a tentative class action settlement agreement for all three cases as a result of their mediation sessions.

2. Since that time, the parties have been working on finalizing the settlement agreement, the settlement notices for class members, and the settlement related pleadings, including a motion for preliminary approval to be presented to this Court.

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. Pursuant to the parties' previous requests, this Court has granted three joint motions to stay the proceedings herein. The order on the first joint motion granted a ninety (90) day stay and the latter two orders each granted sixty (60) day stays. DE 9, 11 and 13.

4. The Court's most recent order granting a stay was entered on February 1, 2019. DE 13. The Court granted a stay of "all deadlines, including GM's deadline for filing a responsive pleading" for "sixty (60) additional days until April 5, 2019." *Id.* The Court also ordered that the case shall remain "**CLOSED.**" *Id.*

5. As a result of the very significant progress the parties have made following that prior stay order, and because very few issues remain, the parties request that the Court extend the stay and all deadlines (including GM's deadline for filing responsive pleadings) for an additional fourteen (14) days, until April 19, 2019, and that this case remain in closed status through that date.

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

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 fourteen (14) days, until April 19, 2019, and that the case remain in a closed status through that date.

Dated: April 4, 2019

Respectfully submitted,

/s/ Rachel Soffin

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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 April 4, 2019.

/s/ Laurie M. Riley _____

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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 18, 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 18, is granted.

IT IS HEREBY ORDERED AND ADJUDGED

1. The Motion, DE 18, is **GRANTED**.
2. The **STAY** and all deadlines, including GM's deadline for filing a responsive pleading, are extended for fourteen (14) additional days until April 19, 2019.
3. This case shall remain **CLOSED**.

DONE AND ORDERED in Chambers, West Palm Beach, Florida, this _____ day of April, 2019.

ROBIN L. ROSENBERG
UNITED STATES DISTRICT JUDGE

Copies furnished to:
Counsel of Record