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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

MARK COHEN, as an individual and
on behalf of all others similarly situated,

Plaintiffs,

vs.

PELTON INTERACTIVE, Inc. a
Delaware corporation; and DOES 1 to
50, inclusive,

Defendants.

Case No.: **CV 22-1425 MWF (Ex)**

Honorable Michael W. Fitzgerald

CLASS ACTION

**ORDER REQUESTING TO LIFT
STAY ORDER AND GRANTING
PLAINTIFF LEAVE TO FILE A
SECOND AMENDED COMPLAINT**


Complaint Filed: January 3, 2022
FAC Filed: January 28, 2022
Removal Filed: March 3, 2022

1 Having considered the Parties' Joint Stipulation Granting Plaintiff Leave to
2 File a Second Amended Complaint (the "Stipulation"), and good cause appearing
3 therefore, the Court GRANTS the Stipulation and orders the following:

- 4 1. The May 2, 2022 order staying this matter is hereby lifted.
- 5 2. Plaintiff is granted leave to file a Second Amended Complaint ("SAC"),
6 which was attached to the Stipulation as Exhibit A, to add a cause of
7 action under the Private Attorneys General Act ("PAGA") and limit the
8 liability period to reflect the putative class action claims will cover only
9 November 18, 2020 to the present and exclude any putative class
10 members who were part of the *Hernandez* settlement. Plaintiff is
11 ORDERED to file the SAC before July 29, 2022;
- 12 3. Peloton's response to the SAC shall not be due until 30 days after the
13 SAC is filed.

14 IT IS SO ORDERED.

15 Dated: July 5, 2022

16 
17 MICHAEL W. FITZGERALD
18 United States District Judge