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COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS

Superior Court No. 1884CV01968 - 1

<p>STEPHEN BEHNKE, ET AL.,</p> <p>Plaintiffs,</p> <p>v.</p> <p>STEPHEN SOLDZ, ET AL.,</p> <p>Defendants.</p>
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ORDER GRANTING TEMPORARY STAY

This matter came before me on the emergency motion of defendants Sidley Austin LLP, Sidley Austin (NY) LLP, and David H. Hoffman (collectively, "Sidley"), and American Psychological Association ("APA") for an order temporarily staying this action, including the dates by which Mass. R. Civ. P. 12(b) motions and other threshold motions responding to the complaint are due, as well as all discovery, until the Court rules on defendants' motion to stay this action under the first-filed rule pending the resolution of two related actions between the parties currently pending in Ohio and Washington, D.C.

NOTICE SENT
 07-25-18
 P.L.T.
 J.J.P.
 M.L. & B.
 J.M.A.
 L.J.F.
 B.J.F.
 B. & P.
 S.H.
 R.J.Z.
 C.D.B.

Upon consideration of the parties' submissions, it is hereby ordered as follows:

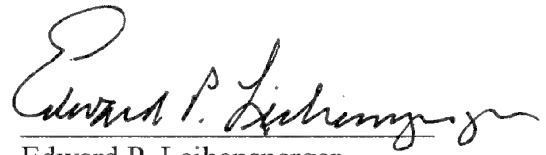
1. Sidley and APA shall ~~file~~ ^{serve} their motion to stay under the first-filed rule on or before July 26, 2018.
2. Apart from briefing and argument on defendants' first-filed motion, this action shall be stayed temporarily pending the Court's ruling on the first-filed motion. During this time, (a) all other deadlines in the case are stayed, including the deadlines for filing Rule 12(b) motions in response to the complaint and any other threshold motion, thus preserving defendants' right to timely file these motions

(LAT)

and any arguments thereunder, at a later date to be set by the Court, and (b) all discovery is stayed.

3. Because no return of service has been filed for defendant, Stephen Soldz, he is not yet a party to this case. As a result, this Order is without prejudice to the rights and obligations of Mr. Soldz, upon being served with the summons and complaint, to assert his position either on the anticipated motion by the other defendants to stay or to serve a responsive pleading.

By the Court,



Edward P. Leibensperger
Justice of the Superior Court
July 24, 2018