IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA
Miami Division

Case No. 19-22621-CIV-MORENO

MARIO ECHEVARRIA, individually and
on behalf of all others similarly situated,

Plaintiff,

v.

EXPEDIA, INC., *et al.*,

Defendants.
_____/

JOINT MOTION OF ALL PARTIES TO STAY
ALL DEADLINES IN CASE FOR 60 DAYS

Pursuant to Federal Rule of Civil Procedure 6(b) and Local Rule 7.1, the parties jointly move for a stay of all deadlines in the above-captioned case for a period of sixty (60) days due to unforeseen circumstances caused by the COVID-19 virus. In support of this motion, the parties state as follows:

1. On January 30, 2020, plaintiff filed the Amended Class Action Complaint [ECF 11] (the "***Complaint***") in the above-captioned case.

2. On January 31, 2020, counsel for the Expedia defendants agreed to waive service of a summons, establishing March 30, 2020 as the deadline for the Expedia defendants to file a response to the Complaint. *See* [ECF No. 13].

3. On February 3, 2020, counsel for the Booking defendants[1] agreed to waive service of a summons, establishing April 3, 2020 as the deadline for the Booking defendants to file a response to the Complaint. *See* [ECF No. 15].

4. As the Court is aware,[2] the COVID-19 virus (commonly referred to simply as the "novel coronavirus") has begun to cause significant concern among all levels of local, state, and federal government and among the business and legal communities not only in Florida, but across the country and around the world. Indeed, Florida, as well as many other states across the country, has declared a state of emergency in response to the rising health concerns.

5. Further, the offices of counsel for all parties are closed or closing, and are likely to remain closed for at least several weeks.

6. Counsel for the parties have been in communication regarding the fluid situation related to COVID-19 and feel that a stay is appropriate to allow the parties, counsel and the court to focus on other, more pressing matters. As such, the parties hereby request a stay of all deadlines for a period of sixty (60) days to give the parties, local, state and federal authorities time to normalize this unforeseen situation.

7. Such stay would stop the clock, as it were, on all upcoming deadlines, including the deadline for the defendants to file responses to the Complaint, as well as all deadlines pursuant to Federal Rule of Civil Procedure 26, any entered scheduling order, or any other order or Rule setting a deadline in this case. Upon termination of the stay, all case deadlines would resume as if they had been extended for the duration of the stay.

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[1] The Booking defendants note that motions for admission *pro hac vice* on behalf of attorneys Michael Duffy, Michael McCutcheon, Kyle Olson, and Patricia Mathy are forthcoming and will be filed shortly pursuant to Local Rule 4(b).

[2] *See, e.g.*, Administrative Order 2020-20, *In re: Court Operations Under the Exigent Circumstances Created by COVID-19 and Related Coronavirus*, dated March 18, 2020, entered by Chief Judge K. Michael Moore of the United States District Court for the Southern District of Florida.

8. Counsel will confer regularly as the situation progresses. Counsel will advise the Court if the situation improves such that the stay is no longer necessary. Similarly, if the situation continues as is, or worsens, counsel will advise the Court if they wish to extend the stay beyond the initial 60-day period requested herein.

9. The necessity for the requested relief is not caused by dilatory conduct.

10. No party will be prejudiced by the relief requested in this motion.

WHEREFORE, for good cause having been shown, the parties respectfully request this Court enter the Proposed Order, attached hereto as **Exhibit A**, staying all deadlines for a period of sixty (60) days.

Dated March 23, 2020

Respectfully submitted,

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CERTIFICATE PURSUANT TO S.D. FLA. L.R. 7.1(a)(3)

I HEREBY CERTIFY that prior to filing this motion, on March 23, 2020, counsel for the Booking defendants, L Andrew S. Riccio, Esq., counsel for Plaintiffs, Paula Aguila, Esq., and counsel for the Expedia defendants, David Shank, Esq., corresponded via email (attaching a copy of this motion and the Proposed Order) in a good faith effort to resolve the issues raised herein, and all parties agree to the relief sought in this motion.

By: /s/ L Andrew S. Riccio
L Andrew S. Riccio

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on March 23, 2020, a true and correct copy of the foregoing document was served on all counsel of record by transmission of Notices of Electronic Filing generated by CM/ECF.

By: /s/ L Andrew S. Riccio
L Andrew S. Riccio

EXHIBIT A

PROPOSED ORDER

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA
Miami Division

Case No. 19-22621-CIV-MORENO

MARIO ECHEVARRIA, individually and
on behalf of all others similarly situated,

Plaintiff,

v.

EXPEDIA, INC., HOTELS.COM L.P.,
HOTELS.COM GP, ORBITZ, LLC,
BOOKING.COM B.V., and
BOOKING HOLDINGS INC.,

Defendants.
_____/

[PROPOSED] ORDER GRANTING JOINT MOTION OF ALL PARTIES
TO STAY ALL DEADLINES IN CASE FOR 60 DAYS

This matter comes before the Court upon the Joint Motion of All Parties (the "*Motion*") for a stay of all deadlines in the above-captioned case for a period of sixty (60) days due to unforeseen circumstances caused by the COVID-19 virus.

Having reviewed the Motion, and otherwise being fully advised, it is hereby **ORDERED AND ADJUDGED** that the Motion is **GRANTED**. All deadlines in the above-captioned case are hereby stayed for a period of sixty (60) days.

DONE AND ORDERED in Chambers in Miami, Florida, this ___ day of March 2020.

_____
FEDERICO A. MORENO
UNITED STATES DISTRICT JUDGE

Copies furnished to
all Counsel of Record