

DOCKETED

MAR 23 2016

R. POSTELL  
COMMERCE PROGRAM

ROBERTINA BREAUCHY,

Plaintiff,

v.

CAREGIVERS AMERICA, LLC,

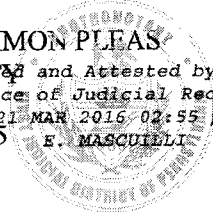
Defendant.

IN THE COURT OF COMMON PLEAS  
PHILADELPHIA COUNTY

and Attested by the  
Office of Judicial Records  
21 MAR 2016 02:55 pm

NOVEMBER TERM, 2015  
NO. 001532

CLASS ACTION



**STIPULATION TO TRANSFER ACTION TO THE LACKAWANNA COUNTY COURT  
OF COMMON PLEAS; ~~PROPOSED~~ ORDER THEREON**

This Stipulation is made between Plaintiff Robertina Breauchy ("Plaintiff") and Defendant CareGivers America, LLC ("Defendant") (collectively referred to as the "Parties"), by and through their respective undersigned counsel of record and pursuant to Philadelphia County Court of Common Pleas Rule 201(A)(3). The Parties stipulate as follows:

1. On November, 10, 2015, Plaintiff initiated this putative class action against Defendant by filing her Class Action Complaint in the Philadelphia County Court of Common Pleas.
2. Defendant filed a Preliminary Objection to venue in Philadelphia County pursuant to Pennsylvania Rule of Civil Procedure 1028(a)(1) and Philadelphia Local Rule 1028(c) on March 4, 2016.
3. Defendant filed a Motion to Transfer Venue to Lycoming County pursuant to Pennsylvania Rule of Civil Procedure 1006(d)(1) on March 14, 2016.
4. Defendant's principal place of business is located in Lackawanna County. Therefore, this action could have been brought in Lackawanna County pursuant to Pennsylvania Rule of Civil Procedure 2179.
5. The Parties agree that for their convenience and the convenience of the witnesses, this action should be transferred from the Philadelphia Court of Common Pleas to the

Breauchy Vs Caregivers -WSTOJ



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Case ID: 151101532

Control No.: 16031914

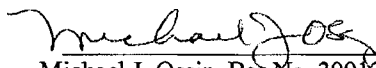
Lackawanna County Court of Common Pleas pursuant to Pennsylvania Rule of Civil Procedure 1006(d)(1).

6. Defendant's Motion to Transfer Venue to Lycoming County, which is currently pending before this Court, should be denied as moot in light of the parties' agreement that this case should be transferred to Lackawanna County.

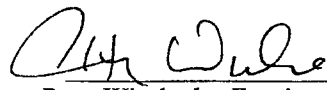
THEREFORE, IT IS HEREBY STIPULATED AND AGREED between the Parties that this action should be transferred from the Philadelphia County Court of Common Pleas to the Lackawanna County Court of Common Pleas.

IT IS SO STIPULATED.

DATED: March 23, 2016

  
Michael J. Ossip, Bar No. 30912  
MORGAN, LEWIS & BOCKIUS LLP  
1701 Market Street  
Philadelphia, PA 19103-2921  
+1.215.963.5000

DATED: March 21, 2016

  
Peter Winebrake, Esquire  
WINEBRAKE & SANTILLO, LLC  
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+1.215.884.2491

ROBERTINA BREAUCHY,

Plaintiff,

v.

CAREGIVERS AMERICA, LLC,

Defendant.

IN THE COURT OF COMMON PLEAS  
PHILADELPHIA COUNTY

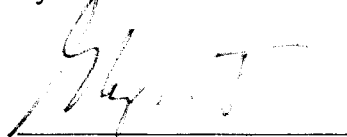
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~~PROPOSED~~ ORDER

This Court, having considered the parties' Stipulation to Transfer Action to the Lackawanna County Court of Common Pleas, HEREBY ORDERS that this action shall be transferred from the Philadelphia County Court of Common Pleas to the Lackawanna County Court of Common Pleas pursuant to Pennsylvania Rule of Civil Procedure 1006(d)(1) and that Defendant's Motion to Transfer Venue to Lycoming County is hereby denied as moot.

Dated: 3-23-16

  
\_\_\_\_\_  
J. Glazer