



GRANTED

IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE

RISEDELAWARE INC., *et al.*,)
)
 Plaintiffs,)
)
 v.)
)
 SECRETARY CLAIRE)
 DEMATTEIS in her official capacity)
 as Secretary of the Delaware)
 Department of Human Resources and)
 Co-Chair of the State Employee)
 Benefits Committee, *et al.*,)
)
 Defendants.)

C.A. No. 2023-0230-MTZ

**STIPULATION AND [PROPOSED] ORDER STAYING ACTION
PENDING RESOLUTION OF RELATED APPEAL BEFORE THE
SUPREME COURT OF THE STATE OF DELAWARE**

WHEREAS, Plaintiffs and Defendants in the above-captioned action were also parties in a related action filed by Plaintiffs against Defendants in the Superior Court of the State of Delaware (N22C-09-526 CLS) on September 25, 2022 (the Superior Court Action”);

WHEREAS, on February 15, 2023, Plaintiffs filed a Notification of Their Election to Remove and Transfer to the Court of Chancery Pursuant to 10 *Del. C.* § 1902 in the Superior Court Action;

WHEREAS, on February 22, 2023, Plaintiffs filed their Verified Petition for Attorneys’ Fees in this Court (the “Petition”);

WHEREAS, on May 2, 2023, Defendants filed their Motion to Dismiss the Verified Petition in this action (the “Motion”);

WHEREAS, on May 22, 2023, the Superior Court issued an Order on Final Judgment on May 22, 2023 (the “Final Order”) that addressed Plaintiffs’ request for fees and the transfer of the Superior Court Action to this Court;

WHEREAS, Defendants filed a Notice of Appeal to the Supreme Court of the State of Delaware (the “Delaware Supreme Court”) of the Final Order and other orders in connection with the Superior Court Action (the “Appeal”) in Case Number. 178, 2023D;

WHEREAS, the issues in the Appeal will likely bear on this Action;

WHEREAS, the Delaware Supreme Court issued a briefing schedule for the Appeal on May 23, 2023;

WHEREAS, the parties are currently briefing the Appeal in accordance with the Supreme Court’s briefing schedule; and

WHEREAS, the parties have conferred and agree that it would be most efficient to stay this Action pending the resolution of the Appeal.

NOW THEREFORE, the Parties stipulate and agree as follows, subject to the approval and order of the Court:

1. This Action, including briefing on the Motion, is stayed until the Supreme Court’s resolution of the Appeal.

2. No later than 14 days after the final resolution of the Appeal, the parties shall confer and file a joint status report or stipulation and proposed order with a new briefing schedule for the Motion in the above-captioned matter.

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Dated: June 1, 2023

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Attorneys for Defendants

Dated: June 1, 2023

IT IS SO ORDERED this _____ day of _____ 2023.

Vice Chancellor Morgan T. Zurn

This document constitutes a ruling of the court and should be treated as such.

Court: DE Court of Chancery Civil Action

Judge: Morgan Zurn

**File & Serve
Transaction ID:** 70125329

Current Date: Jun 05, 2023

Case Number: 2023-0230-MTZ

Case Name: RiseDelaware Inc. v. Secretary Claire DeMatteis

Court Authorizer: Morgan Zurn

/s/ Judge Morgan Zurn