

[Doc. No. 14]

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY  
CAMDEN VICINAGE

JOHN J. GROSS, *on behalf of  
himself and all others  
similarly situated,*

Plaintiff,

v.

WALGREEN CO., *an Illinois  
corporation,*

Defendant.

Civil No. 13-6630 (JEI/AMD)

**ORDER**

THIS MATTER comes before the Court by way of Defendant Walgreen Co.'s motion to stay this litigation pending the outcome of global settlement discussions in a related litigation in the Southern District of New York (see Defendant's Memorandum in Support of its Motion to Stay [Doc. No. 14-1], 1); and

IT APPEARING TO THE COURT that Plaintiff John J. Gross does not oppose the issuance of a stay, because Plaintiff intends to move to consolidate the claims asserted in this action with those pending in an earlier related litigation in

the Western District of Pennsylvania<sup>1</sup> (see Plaintiff's Response to Defendant's Motion to Stay [Doc. No. 17], 3 on the docket); and

THE COURT FINDING that present circumstances demonstrate that the issuance of a stay will foster judicial efficiency, in light of the present posture of related litigation in the Southern District of New York and the Western District of Pennsylvania. See Landis v. N. Am. Co., 299 U.S. 248, 254-55 (1936) (noting that a district court's inherent authority "to control the disposition of the causes on its docket with economy of time and effort" implicitly carries with it "the power to stay proceedings"). Consequently, the Court decides this matter pursuant to Federal Rule of Civil Procedure 78(b), and for the reasons set forth herein, and for good cause shown:

IT IS on this 6th day of May 2014,

**ORDERED** that Defendant's motion to stay [Doc. No. 14] shall be, and hereby is, **GRANTED**; and it is further

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<sup>1</sup> The Court notes that Plaintiff filed his initial class action complaint in this action on November 1, 2013. (See Class Action Complaint [Doc. No. 1].) The Western District of Pennsylvania plaintiff filed his class action complaint on August 12, 2013. These actions constitute only two of the "nine pending lawsuits" concerning the same facts giving rise to this litigation. (Defendant's Memorandum in Support of its Motion to Stay [Doc. No. 14-1], 3.)

**ORDERED** that this action shall be, and is hereby, stayed and administratively terminated, without prejudice, and with the right to reopen by way of informal letter application.

s/ Ann Marie Donio  
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ANN MARIE DONIO  
UNITED STATES MAGISTRATE JUDGE

cc: Hon. Joseph E. Irenas