

EMERY CELLI BRINCKERHOFF ABADY WARD & MAAZEL LLP

JONATHAN S. ABADY
MATTHEW D. BRINCKERHOFF
ANDREW G. CELLI, JR.
RICHARD D. EMERY
DEBRA L. GREENBERGER
DIANE L. HOUK
DANIEL J. KORNSTEIN
JULIA P. KUAN
HAL R. LIEBERMAN
ILANN M. MAAZEL
KATHERINE ROSENFELD
ZOE SALZMAN
SAM SHAPIRO
EARL S. WARD
O. ANDREW F. WILSON

ATTORNEYS AT LAW
600 FIFTH AVENUE AT ROCKEFELLER CENTER
10TH FLOOR
NEW YORK, NEW YORK 10020

TEL: (212) 763-5000
FAX: (212) 763-5001
www.ecbawm.com

MONDAIRE JONES
VASUDHA TALLA

ERIC ABRAMS
DAVID BERMAN
NICK BOURLAND
DANIEL M. EISENBERG
ARIADNE M. ELLSWORTH
SARA LUZ ESTELA
LAURA S. KOKOTAILO
SONYA LEVITOVA
SARAH MAC DOUGALL
SANA MAYAT
HARVEY PRAGER
VIVAKE PRASAD
MAX SELVER
EMILY K. WANGER

December 22, 2023

Via ECF

Hon. Vernon S. Broderick, U.S.D.J.
United States District Court
Southern District of New York
40 Foley Square
New York, NY 10007

Re: Goidel et al. v. Aetna Life Insurance Co., No. 21-cv-7619

Your Honor:

Pursuant to the Court's order (Dkt. 78), we write on behalf of all parties with the status of settlement discussions. The parties are pleased to report that we had a successful mediation with former Magistrate Judge Steven M. Gold on December 11, 2023, and that the parties have come to an agreement on all remaining issues, including the injunctive and monetary issues that had been outstanding. Plaintiffs have sent a first draft of the settlement agreement to Aetna, but the parties require additional time to agree on a final draft of the agreement and to prepare the motion for preliminary approval. Accordingly, we jointly request an extension of the stay until January 31, 2024 to finalize the settlement agreement and motion for preliminary approval. To the extent that the parties are unable to agree on a final settlement agreement, the parties further agree that Plaintiffs shall not be prejudiced by this stay, including that Defendant shall not raise any arguments in opposition to class certification that would not have been available to them on June 30, 2023.

The parties respectfully ask the Court to so order this request.

Sincerely,

/s/

EMERY CELLI BRINCKERHOFF
ABADY WARD & MAAZEL LLP

/s/

BAKER BOTTS LLP

EMERY CELLI BRINCKERHOFF ABADY WARD & MAAZEL LLP

Page 2

Zoe Salzman
Debra Greenberger
Eric Abrams
600 Fifth Avenue, 10th Floor
New York, New York 10020
(212) 763-5000

NATIONAL WOMEN'S LAW
CENTER
Michelle Banker
Alison Tanner*
Noel R. León
Sudria H. Twyman*
1350 I Street NW, Suite 700
Washington DC 20005
(202) 588-5180


Attorneys for Plaintiffs

*Admitted *pro hac vice*

Earl B. Austin
Sarah Reeves
30 Rockefeller Plaza
New York, New York 10112
(212) 408-2500

CALCAGNI & KANEFSKY LLP
Mariellen Dugan
One Newark Center
1085 Raymond Blvd, 14th Floor
Newark, New Jersey 07102

Attorneys for Defendant

**APPLICATION GRANTED
SO ORDERED** 
VERNON S. BRODERICK

U.S.D.J. 12/26/2023

This action is hereby STAYED until January 31, 2024.
The parties shall provide an update on the status of
settlement discussions by January 31, 2024.