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**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA**

GABRIEL CHAVEZ, et al.,
Plaintiffs,
vs.
DENNIS PETRISSANS, et al.,
Defendants.

CASE NO. CV F 08-0122 LJO GSA

**ORDER REQUESTING SUPPLEMENTAL
BRIEFING ON THE MOTION FOR
PRELIMINARY APPROVAL**

The Court has received and reviewed the Motion for Preliminary Approval of Class Action Settlement and the documents supporting the motion. (Doc. 59-62.) The Court requests supplemental briefing on the following issues:

1. Has the September 1, 2009 installment payment been deposited with the Settlement Administrator?
2. The Settlement Agreement provides for a second installment payment of \$200,000 not later than September 1, 2011. The Court is asked to approve a settlement which will not be funded for another two years. Why is this settlement beneficial to the potential class members? Why is a mere promise to pay a settlement in two years a fair settlement?

Counsel shall file a written response no later than September 23, 2009. IT IS SO ORDERED.

Dated: September 16, 2009

/s/ Lawrence J. O'Neill
UNITED STATES DISTRICT JUDGE