

1 DANIEL F. GAINES, ESQ. SBN 251488
daniel@gaineslawfirm.com
2 ALEX P. KATOFISKY, ESQ. SBN 202754
alex@gaineslawfirm.com
3 SEPIDEH HIRMAND, ESQ. SBN 274259
sepideh@gaineslawfirm.com
4 **GAINES & GAINES, APLC**
27200 Agoura Road, Suite 101
5 Calabasas, CA 91301
Telephone: (818) 703-8985
6 Facsimile: (818) 703-8984

7 Attorneys for Plaintiff JOSE GONZALEZ, on behalf of
himself and others similarly situated, and on behalf of the
8 general public

9 OLIVER W. WANGER, ESQ. SBN 40331
owanger@wjhattorneys.com
10 JAY A. CHRISTOFFERSON, ESQ. SBN 203878
jchristofferson@wjhattorneys.com
11 **WANGER JONES HELSLEY PC**
265 E. River Park Circle, Suite 310
12 Fresno, California 93720
Telephone: (559) 233-4800
13 Facsimile: (559) 233-9330

14 Attorneys for Defendant HARRIS FARMS, INC.

15 **UNITED STATES DISTRICT COURT**
16 **EASTERN DISTRICT OF CALIFORNIA – FRESNO DIVISION**

18 JOSE GONZALEZ, on behalf of himself and
19 all others similarly situated,

20 Plaintiff,

21 v.

22 HARRIS FARMS, INC.

23 Defendants.
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CASE NO.: 1:14-cv-00038-LJO-SAB

**STIPULATION AND ORDER TO
CONTINUE THE FILING DEADLINE
FOR AND HEARING DATE OF THE
MOTION FOR PRELIMINARY
APPROVAL OF CLASS ACTION
SETTLEMENT**

1 WHEREFORE, Plaintiff Jose Gonzalez (“Plaintiff”) and Defendant Harris Farms, Inc.
2 (“Defendant”) (together as the “Parties”), through their respective counsel of record, hereby
3 stipulate and agree as follows:

4 WHEREAS, Plaintiff and Defendant have settled the class action portion of the suit, but not
5 the third party complaint, subject to the Court’s approval of the class action settlement;

6 WHEREAS, following the Parties’ appearances at the status / scheduling conference held on
7 December 16, 2014, wherein the Parties informed the Court of the proposed settlement, the Court
8 set a deadline for the motion for preliminary approval of class action settlement to be filed on
9 January 14, 2015 and set a hearing date for January 28, 2015 at 10:00 before Magistrate Judge
10 Stanley A. Boone (Docket No. 52);

11 WHEREAS, due to a calendaring conflict, the Parties would like to request a brief
12 continuance of the deadline for the motion for preliminary approval of class action settlement to be
13 filed from January 14, 2015 to February 11, 2015; and a continuance of the hearing on the motion
14 for preliminary approval of class action settlement from January 28, 2015 to February 25, 2015 at
15 10:00 a.m.;

16 WHEREAS, specifically, Plaintiff’s counsel has to personally appear on January 28, 2015 at
17 11:00 a.m. in the Los Angeles Superior Court, Central Civil West Courthouse, for a final approval
18 hearing in another matter. Due to the vacation schedules of the other attorneys in Plaintiff’s
19 counsel’s firm, there are no other attorneys that can appear at the previously scheduled hearing on
20 preliminary approval in this matter;

21 WHEREAS, on January 8, 2015 and January 9, 2015, counsel for the Parties met and
22 conferred and agreed to stipulate to continue the hearing date for the motion for preliminary
23 approval of class action settlement;

24 **BASED UPON THE FOREGOING, IT IS HEREBY STIPULATED** as follows:

- 25 1. The deadline for the filing the motion for preliminary approval of class action settlement
26 shall be continued from January 14, 2015 to February 11, 2015; and
- 27 2. The hearing on the motion for preliminary approval of class action settlement shall be
28 continued from January 28, 2015 to February 25, 2015 at 10:00 a.m.

1 **IT IS SO STIPULATED.**

2 Dated: January 13, 2015

GAINES & GAINES, APLC

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4 By: /s/ Alex P. Katofsky
5 ALEX P. KATOFSKY
6 Attorneys for Plaintiff

7 Dated: January 13, 2015

WANGER JONES HELSLEY PC

8 By: /s/ Jay A. Christofferson (as authorized on 1/12/15)
9 JAY A. CHRISTOFFERSON
10 Attorneys for Defendant

11 **ORDER**

12 Pursuant to the above Stipulation between the Parties, and for good cause appearing, the
13 Court hereby ORDERS as follows:

14 The Parties' stipulations as set forth above are accepted and approved by the Court:

- 15 1. The deadline for the filing of the motion for preliminary approval of class action
16 settlement shall be continued from January 14, 2015 to February 11, 2015; and
17 2. The hearing on the motion for preliminary approval of class action settlement shall be
18 continued from January 28, 2015 to February 25, 2015 at 10:00 a.m.

19 IT IS SO ORDERED.

20 Dated: January 13, 2015

21 
22 UNITED STATES MAGISTRATE JUDGE