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14 CORP. and CARGILL, INCORPORATED

15 UNITED STATES DISTRICT COURT

16 EASTERN DISTRICT OF CALIFORNIA – FRESNO DIVISION

17 MARIBEL TAVARES, individually, and on)
 behalf of other members of the general public)
 18 similarly situated and on behalf of other)
 aggrieved employees pursuant to the California)
 19 Private Attorneys General Act,)

20 Plaintiff,

21 v.

22 CARGILL INCORPORATED, an unknown)
 business entity; CARGILL MEAT SOLUTIONS)
 23 CORP, an unknown business entity; and DOES 1)
 through 100, inclusive,)

24 Defendants.

) CASE NO.: 1:18-CV-00792-KES-SKO
)
) **JOINT STIPULATION TO CONTINUE**
) **DEADLINE TO FILE SUPPLEMENTAL**
) **BRIEFING ISO MOTION FOR**
) **CERTIFICATION OF THE SETTLEMENT**
) **CLASS AND PRELIMINARY APPROVAL**
) **OF CLASS ACTION SETTLEMENT;**
) **ORDER**
) Magistrate: Sheila K. Oberto
) Judge: Kirk E. Sherriff
)
) DATE: March 17, 2025
) TIME: 1:30 p.m.
) CTRM: 6
)
) Complaint Filed: April 20, 2018
) Removed: June 8, 2018
) First Amd Complaint Filed: July 12, 2018

1 Plaintiff Maribel Tavares (“Plaintiff”) and Defendants Cargill Meat Solutions, Corp.
2 (“CMSC”) and Cargill, Inc. (“Cargill”) (collectively, the “Parties”), by and through their attorneys of
3 record in this case, stipulate and agree as follows:

4 WHEREAS, on December 23, 2024, Plaintiffs filed their Motion for Preliminary Approval of
5 Class Action Settlement.

6 WHEREAS, on January 28, 2025, the Court issued an Order continuing the hearing on
7 Plaintiff’s Motion for Preliminary Approval to March 3, 2025, and further ordering supplemental
8 briefing to be filed by Plaintiff on or before February 19, 2025 (Dkt. 103).

9 WHEREAS, on February 13, 2025, the Court granted a 14 day extension of Plaintiff’s deadline
10 to March 5, 2025 (Dkt. 107).

11 WHEREAS, while preparing the supplemental briefing, Cargill indicated to Plaintiff’s Counsel
12 that it had begun the process of having a data analytics team re-analyze the class data. Cargill has
13 likewise indicated that it intends to file a supplemental declaration providing an updated count of the
14 number of putative class members and workweeks falling within the settlement period.

15 WHEREAS, on March 5, 2025, Plaintiff’s Counsel were informed by Cargill that the data
16 analysis was still ongoing, but could potentially include a higher number of class members and
17 workweeks than previously identified.

18 WHEREAS, it is anticipated that the results of Defendants’ analysis may impact Plaintiff’s
19 supplemental briefing, and may potentially alter the total amount of the settlement should the
20 settlement agreement’s escalator clause be triggered.

21 WHEREAS, the Parties believe that additional time is necessary to comply with the Court’s
22 Order for supplemental briefing in light of these developments.

23 WHEREAS, the Parties have stipulated to a thirty (30) day continuance of Plaintiff’s deadline
24 to file Supplemental Briefing and the pending Motion for Preliminary Approval hearing date, pending
25 the Court’s approval.

26 **IT IS HEREBY STIPULATED** that, pending this Court’s approval, the deadline to file
27 Plaintiff’s Supplemental Briefing in Support of Motion for Certification of Class Action Settlement
28

1 shall be continued by thirty (30) days to April 4, 2025, and that the hearing on Plaintiffs' Motion shall
2 also be continued by thirty (30) days to April 16, 2025, or as soon thereafter as may be convenient for
3 the Court.

4
5 Dated: March 5, 2025

**OGLETREE, DEAKINS, NASH, SMOAK &
STEWART, P.C.**

6
7 By: /s/ Richard H. Rahm

Richard H. Rahm

8 Timothy L. Reed

Ethan Lai

9 Attorneys for Defendants Cargill Meat

10 Solutions Corporation, Cargill, Incorporated

11
12 Dated: March 5, 2025

MARLIN & SALTZMAN, LLP

13 By: /s/ Cody R. Kennedy

14 Cody R. Kennedy

15 Attorneys for Plaintiffs

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17
18
19 **Signature Certification**

20 Pursuant to Civil L.R. 5-1(i), I hereby certify that the content of this document is acceptable to
21 Richard H. Rahm, Esq., counsel for Defendants, and that I have obtained Mr. Rahm's authorization to
22 affix his signature to this document.

23 Respectfully submitted,

24 Dated: March 5, 2025

/s/ Cody R. Kennedy

25 Cody R. Kennedy

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ORDER

In view of the parties' foregoing stipulation (Dkt. 109), and good cause having been shown (see Fed. R. Civ. P. 16(b)(4)), the Court hereby continues the prior deadline to file Plaintiff's Supplemental Briefing ISO Motion for Certification of Settlement Class and Preliminary Approval of Class Action Settlement (Doc. 107) by thirty (30) days to April 4, 2025, and continues the hearing on Plaintiff's Motion to April 21, 2025, at 1:30 p.m. in Courtroom 6.

IT IS SO ORDERED.

Dated: March 6, 2025



UNITED STATES DISTRICT JUDGE