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Counsel for Defendant

11 **UNITED STATES DISTRICT COURT**
12 **EASTERN DISTRICT OF CALIFORNIA**
13 **FRESNO DIVISION**

14 **AMADO HARO and ROCHELLE**
15 **ORTEGA, On Behalf of Themselves and**
16 **All Others Similarly Situated,**

17 **Plaintiffs,**

18 **v.**

19 **WALMART, INC.,**

20 **Defendant.**

Case No. 1:21-CV-00239-KES-SKO

ORDER GRANTING JOINT
STIPULATION FOR A ONE-WEEK
EXTENSION OF TIME FOR
PLAINTIFFS TO FILE THEIR
MOTION FOR FINAL APPROVAL
OF CLASS ACTION SETTLEMENT

Complaint Filed: Feb. 23, 2021

Trial Date: None

21 **IT IS HEREBY STIPULATED** by and between Plaintiffs Amado Haro and Rochelle Ortega
22 (“Plaintiffs”), by and through their counsel of record, and Defendant Walmart Inc. (“Defendant”), by
23 and through its counsel of record, as follows:

24 **WHEREAS**, on February 23, 2021, Plaintiffs, individually and on behalf of all others
25 similarly situated, filed a wage-and-hour class and collective action lawsuit against Defendant (see
26 Dkt. 1); **WHEREAS**, on December 15, 2023, Plaintiffs filed their Motion for Preliminary Approval
27 of Class Action Settlement (Dkt. 127);

28 **WHEREAS**, on March 18, 2024, the Court granted the Motion for Preliminary Approval
(Dkt. 135);

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WHEREAS, in the Order Granting Preliminary Approval, the Court set a deadline of July 20, 2024 for the Plaintiffs to file their Motion for Final Approval Settlement (*id.*);

WHEREAS, on July 8, 2024 Hurricane Beryl struck Houston, Texas, causing severe flooding and wind damage, and leaving close to 3 million people without electricity. Plaintiffs’ Counsel resides in Houston, Texas. Plaintiffs’ Counsel was without electricity for nearly one week as a result of the storm. Plaintiffs’ Counsel’s office also lost access to its server and the internet. Given the storm, Plaintiffs’ Counsel was unable to work on this matter, and

WHEREAS, the Parties have discussed a short extension of time for Plaintiffs to file their Motion for Final Approval of Settlement in light of the hurricane. The Parties have conferred and have agreed to a one week extension of time. The Parties do not believe that this one week extension will affect any of the deadlines in the Preliminary Approval Order of March 18, 2024;

IT IS HEREBY STIPULATED between the Parties, by and through their respective attorneys of record, as follows: That Plaintiffs shall have until July 26, 2024 to file their Motion for Final Approval of Settlement.

Date: July 19, 2024

HODGES & FOTY, LLP
/s/ Don J. Foty
Don J. Foty (*Pro Hac Vice*)
Attorneys for Plaintiffs

Date: July 19, 2024

PROSKAUER ROSE LLP
/s/_Jonathan P. Slowik
Gregory W. Knopp
Jonathan P. Slowik
Laura L. Vaughn
Attorneys for Defendant

ORDER

The Court having considered the Parties’ Joint Stipulation (Doc. 145) for a one-week extension of time for Plaintiffs to file their Motion for Final Approval of Class Action Settlement finds that the Stipulation should be GRANTED. THEREFORE, IT IS ORDERED that Plaintiffs’

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Motion for Final Approval of Class Action Settlement shall be due July 26, 2024.

IT IS SO ORDERED.

Dated: July 22, 2024

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE