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8 UNITED STATES DISTRICT COURT
 9 EASTERN DISTRICT OF CALIFORNIA
 10 SACRAMENTO

11 ELIZABETH SLIGER, CAROL DION and)	Case No. 2:11-CV-00465-LKK-EFB
12 SCOTT AVILA, individually, on behalf of)	
13 others similarly situated, and on behalf of the)	STIPULATION REGARDING FORM
14 general public,)	AND PROCEDURE FOR FLSA
15 Plaintiffs,)	NOTICE PURSUANT TO
16 v.)	29 U.S.C. § 216(b)
17)	[L.R. 143]
18)	
19 PROSPECT MORTGAGE, LLC, and DOES 1-)	
20 50, inclusive,)	
21)	
22 Defendants.)	Complaint Filed: October 18, 2010
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1 IT IS HEREBY STIPULATED, by and between ELIZABETH SLIGER, CAROL DION,
2 and SCOTT AVILA (“Plaintiffs”) and PROSPECT MORTGAGE LLC (“Defendant”), through
3 their respective undersigned counsel, as follows:

4 WHEREAS, Plaintiffs filed their Motion for Conditional Certification on June 28, 2011;

5 WHEREAS, the Court granted the Motion, in part, on August 24, 2011, (ECF No. 71);

6 WHEREAS, the Court ordered the parties to submit a joint proposal for notice to the
7 class, or separate statements as to why no such joint proposal could be reached, within 45 days of
8 the date of the Order; and

9 WHEREAS, the parties subsequently conferred, pursuant to the Court’s Order, regarding
10 the form and procedure for providing notice to the class.

11 IT IS HEREBY STIPULATED AND AGREED by and between Plaintiffs and
12 Defendant, through their respective undersigned counsel, that:

13 The notice sent to the members of the class will be in the form attached as Exhibit A;

14 Within twenty-one days of the entry of this Stipulation, Defendant shall provide Plaintiffs
15 with a list of the class conditionally certified by the Court: all persons who are, or were,
16 employed by Defendant as a loan officer at any time from three years prior to the date of this
17 Stipulation, and continuing to the present, and who were paid on a commission-only basis;

18 The above-referenced list will be provided in Excel, or similar electronic and importable
19 format, and will include each class member’s (1) name, (2) job title, (3) last known address, (4)
20 dates of employment, and (5) location of employment;

21 The notice will be distributed by Plaintiffs’ counsel via U.S. Mail only;

22 The notice period will extend 60 days from the date notice is mailed.

23 IT IS SO STIPULATED.
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DATED: October 7, 2011

NICHOLS KASTER, LLP

By /s/ Robert L. Schug
Matthew C. Hellend
Robert L. Schug
Attorneys for Plaintiffs
ELIZABETH SLIGER, CAROL DION and
SCOTT AVILA, et al.

DATED: October 7, 2011

SEYFARTH SHAW LLP

By /s/ Brandon R. McKelvey
Brandon R. McKelvey
Attorneys for Defendants
PROSPECT MORTGAGE, LLC

1 **ORDER**

2 The Court granted Plaintiffs' Motion for Conditional Certification and Judicial Notice, in
3 part, on August 24, 2011, (ECF No. 71), and ordered the parties to submit a joint proposal for
4 notice to the class, or separate statements as to why no such joint proposal could be reached. The
5 parties have conferred regarding the form and procedure for providing notice to the class, and
6 have submitted a joint stipulation to the Court. The Court hereby adopts the parties Stipulation
7 in full.

8 The notice sent to the members of the class will be in the form attached as Exhibit A to
9 the parties' Stipulation;

10 Within twenty-one days of this Order, Defendant shall provide Plaintiffs with a list of all
11 persons who are, or were, employed by Defendant as a loan officer at any time from three years
12 prior to the date of this Order, and continuing to the present, and who were paid on a
13 commission-only basis.


14 The above-referenced list will be provided in Excel, or similar importable format, and
15 will include each class member's (1) name, (2) job title, (3) last known address, (4) dates of
16 employment, and (5) location of employment.

17 The notice will be distributed by Plaintiffs' counsel via U.S. Mail only.

18 The notice period will extend 60 days from the date notice is mailed.

19 IT IS SO ORDERED.

20 Dated: October 13, 2011

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23 LAWRENCE K. KARLTON
24 SENIOR JUDGE
25 UNITED STATES DISTRICT COURT
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