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17 ***Attorneys for Plaintiff***

18 UNITED STATES DISTRICT COURT
19 EASTERN DISTRICT OF CALIFORNIA
20

21 **SEAN MAR, individually, on behalf of
22 others similarly situated, and on
behalf of the general public,**

23 Plaintiff,

24 vs.

25 **GENUINE PARTS COMPANY, NAPA
26 AUTO PARTS, and DOES 1-10,
inclusive,**

27 Defendant(s).
28

No. 2:15-CV-01405-MCE-AC

**STIPULATION AND ORDER TO EXTEND
TIME TO FILE DISPOSITIONAL
DOCUMENTS**

1 Whereas, on March 8, 2016, the parties reached a settlement in principle to resolve any
2 and all claims in this wage and hour collective action case; and

3 Whereas, on March 23, 2016 (Dkt. #24) the parties timely filed a Joint Notice of
4 Settlement; and

5 Whereas, on March 23, 2016 (Dkt. #25), the Court issued a Minute Order setting a
6 deadline of May 9, 2016 for the filing of dispositional documents in accordance with Local
7 Rule 160; and

8 Whereas, the parties have continued to meet and confer to finalize the settlement
9 agreement and all related documents; and

10 Whereas, the parties have continued to exchange edits to the exhibits to the settlement
11 agreement and have undertaken efforts to retain a claims administrator for the case; and

12 Whereas, the parties anticipate finalizing the settlement for distribution to the putative
13 collective class members on or before May 14, 2016; and

14 Whereas, the putative collective class members will receive their notices from the claims
15 administrator within 30 days of the finalization of the settlement paperwork; and

16 Whereas, the class members will have 60 days to opt-into the Fair Labor Standards Act
17 (FLSA) action and the settlement; and

18 Whereas the parties anticipate in August 2016 filing dispositional documents (i.e., a
19 motion for FLSA settlement approval showing that the deal reflects a “fair and reasonable
20 resolution of a bona fide dispute” of the claims raised (*Shea v. Ryla Teleservices*, 2012
21 WL 4210291 (E.D. Cal. Sept. 18, 2012) (citing *Lynn’s Food Stores, Inc., v. U.S.*, 679 F.2d
22 1350 (11th Cir. 1982))).

23 Therefore the parties stipulate and request that the Court amend the March 23,
24 2016 Minute Order to extend the time to file dispositional documents to August 31, 2016.

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17 ***d/b/a NAPA Auto Parts***

18 -and-

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ORDER

For good cause shown and based upon the stipulation of the parties, the Court hereby extends the time for the filing of dispositional documents to August 31, 2016 in accordance with Local Rule 160 (b).

Dated: May 13, 2016


MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE