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13	Attorneys for Defendant					
14	IN THE UNITED STATES DISTRICT COURT					
15	EASTERN DISTRICT OF CALIFORNIA					
16						
17	JASON FEIN, et al., on behalf of himself and all similarly situated individuals,) Case No. 2:16-cv-01461-MCE-CKD				
18	Plaintiffs,) STIPULATION AND ORDER) APPROVING NOTICE TO PUTATIVE				
19	v.	COLLECTIVE ACTION MEMBERS				
20	CITY OF BENICIA,)				
21	Defendant.)				
22)				
23						
24	On September 1, 2017 the Court issued an Order granting Plaintiff's Renewed Motion for					
25	Conditional Certification and Facilitated Notice. (Dkt. No. 27, p. 6.) The parties were ordered to					
26	submit a joint proposal for notice to the class, or separate statements as to why no such joint proposal					
27	could be reached, within thirty (30) days of the Order. Thereafter, the parties met and conferred, and					
28	now stipulate as follows:					

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1	1. The proposed Notice to putative collective action class members, attached hereto				
2	as Exhibit A, is fair, accurate and reasonable.				
3	2.	2. Within fourteen (14) days from the date the Court approves this Stipulation,			
4		Defendant shall distribut	e the Notice attached hereto as	Exhibit A to all current or	
5		former employees of the City of Benicia who have worked overtime and received			
6		cash payments in lieu of health care benefits within the same pay period at any			
7	time since June 27, 2013, and provide proof of distribution of the Notice to				
8	Plaintiff's counsel upon request.				
9					
10	Dated: Septen	nber 29-2017	MASTAGNI HOLSTED	от арс	
11	Dated. Septem	1001 29, 2017			
12			By: <i>Ian B. Sangster</i> DAVID E. MASTAGNI, I		
13			ISAAC S. STEVENS, ES ACE T. TATE, ESQ.	Q.	
14			IAN B. SANGSTER, ESC Attorneys for Plaintiffs	Q.	
15					
16	Dated: Septem	nber 29, 2017	LECLAIR RYAN, LLP		
17			By: <u>Vickie V. Grasu</u>		
18			CLINT ROBISON, ESQ. VICKIE V. GRASU, ESQ).	
19 20			Attorneys for Defendant	2	
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			2	<i>FEIN, et al. v. CITY OF BENICIA</i> Case No 2:16-cv-01461-MCE-CKD	

1	ORDER			
2	Based on the above stipulation, IT IS HEREBY ORDERED THAT:			
3	1. The proposed Notice to putative collective action class members, attached hereto			
4	as Exhibit A, is fair, accurate and reasonable.			
5	2. Within fourteen (14) days from the date of this Order, Defendant shall distribute			
6	the Notice attached hereto as Exhibit A to all current or former employees of the			
7	City of Benicia who have worked overtime and received cash payments in lieu of			
8	health care benefits within the same pay period at any time since June 27, 2013,			
9	and provide proof of distribution of the Notice to Plaintiff's counsel upon request.			
10	IT IS SO ORDERED.			
11	Dated: October 2, 2017			
12 13	Molan CE. 1.			
13	MORRISON C. ENGLAND, JR UNITED STATES DISTRICT JUDGE			
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	FEIN, et al. v. CITY OF BENICIA			
	2 Case No 2:16-cv-01461-MCE-CKD			