

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

ASHLEY HALE, et al.,

Plaintiffs,

v.

MANNA PRO PRODUCTS, LLC, et al.,

Defendants.

No. 2:18-cv-00209-KJM-DB


ORDER

1 The court is in receipt of the parties' stipulation to amend the order preliminarily
2 approving the class settlement agreement. *See* ECF No. 58. The parties now propose to give
3 notice to class members by publication because there is "no way to obtain . . . customers[']
4 contact information such that direct notice can be given to . . . class members." *Id.* at 2. The
5 settlement agreement previously provided that "unclaimed or uncashed settlement checks would
6 be paid to the California State Controller's Office: Unclaimed Property in the name of each
7 respective class member." Order at 15, ECF No. 58. It is unclear from the parties' stipulation
8 whether customer names and contact information can no longer be obtained for all class
9 members; if not, then the previously proposed method for distributing unpaid funds appears
10 impossible.

1 The parties are directed to submit a joint statement addressing how unclaimed
2 funds will be distributed if notice is given by publication. If necessary, the parties should attempt
3 to submit a stipulated request to approve an amended distribution plan for any unclaimed funds.
4 The joint statement and any stipulation shall be filed **within fourteen days**. The court defers any
5 decision on the parties' stipulation at ECF No. 59.

6 IT IS SO ORDERED.

7 DATED: November 2, 2020.



CHIEF UNITED STATES DISTRICT JUDGE