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19 Attorneys for Defendant PEROT SYSTEMS CORPORATION

20 UNITED STATES DISTRICT COURT
 21 NORTHERN DISTRICT OF CALIFORNIA

23 ANGELITA GOMEZ,
 24 Plaintiff,
 25 vs.
 26 PEROT SYSTEMS CORPORATION, a
 Delaware Corporation; and DOES 1 to 50,
 27 Defendants.

Case No. CV-08-03337 SC

**STIPULATION AND ~~PROPOSED~~
 ORDER REGARDING AMENDMENT
 OF NOTICE**

Complaint filed: May 27, 2008

The Honorable Samuel Conti

1 WHEREAS, on September 20, 2010, the Court granted Plaintiff's Motion for Preliminary
2 Approval of the Class Action Settlement;

3 WHEREAS, the Claims Administrator has prepared Notice to be mailed to the Class on
4 October 8, 2010, which is the date provided in the Court's Preliminary Approval Order for mailing
5 Notice;

6 WHEREAS, the form of Notice approved by the Court contains the following sentence
7 (identified below), and which the parties wish to delete because it was included by mistake from an
8 earlier draft of the Notice:

9 **14. When will I receive my payment?**

10 Following final approval, discussed above, there may be appeals. It's always uncertain
11 whether these appeals can be resolved, and resolving them can take time, perhaps more than
12 a year. **Everyone who sends in a class form will be informed of the progress of the
settlement.** Please be patient.

13 WHEREAS, the parties wish to delete this sentence because there is no "class form" in this
14 case. Rather, under the terms of the Settlement Agreement, Class Members are entitled to receive
15 payment automatically without filing any claim form (though they may challenge their estimated
16 award or otherwise object to the settlement). Thus, reference to a "class form," which was
17 inadvertently retained from a previous draft of the Notice, is unnecessary and my cause confusion
18 for class members.

19 **STIPULATION AND JOINT REQUEST**

20 1. IT IS STIPULATED between the parties that the draft Notice approved by the Court
21 be amended to remove the sentence, "Everyone who sends in a class form will be informed of the
22 progress of the settlement."

23 Dated: September 27, 2010

24 Respectfully Submitted,
SCHNEIDER WALLACE
COTTRELL BRAYTON
KONECKY LLP

25 /s/ Joshua G. Konecky
26 By: _____
27 Joshua G. Konecky
28 Class Counsel

Dated: September 28, 2010

JACKSON LEWIS LLP

By: JoAnna L. Brooks
JoAnna L. Brooks
Attorneys for Defendant PEROT SYSTEMS
CORPORATION

ORDER

The Court, having reviewed the Stipulation and Joint Request of the Parties, and good cause appearing therefor, hereby makes it the Order of the Court.

DATED: October 4, 2010

Samuel Conti
Hon. Samuel Conti
United States District Court Judge

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