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11 Attorneys for Defendants

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 13 UNITED STATES DISTRICT COURT
 14 IN AND FOR THE NORTHERN DISTRICT OF CALIFORNIA

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 16 ARABELLA LEMUS, MALVIN A. AYALA as
 individuals and on behalf of all others similarly
 17 situated,

18 Plaintiffs,

19 vs.

20 H&R BLOCK ENTERPRISES, LLC (fka H&R
 BLOCK ENTERPRISES, INC., a Missouri
 corporation); and DOES 1 through 50, inclusive,

21 Defendants.
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Case No. CV-09-03179 SI
 The Honorable Susan Illston

CLASS ACTION

JOINT STIPULATION FOR
 DISSEMINATION OF CORRECTIVE
 CLASS CERTIFICATION NOTICE

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RECITALS

- 1. Plaintiffs' Motion for Class Certification was granted by this Court on December 7, 2010 (Docket No. 55). The certified class included those individuals who had been employed by Defendant as seasonal tax professionals in California from June 9, 2006 through December 31, 2010.
- 2. In preparing the list of class members for use by the Mailing Administrator, Defendant inadvertently included the names and contact information for approximately 1645 individuals who had been employed as seasonal tax professionals only prior to June 9, 2006.
- 3. The parties have continued their negotiations concerning a settlement of this matter and have reached agreement on all material outstanding issues. The parties are in the process of finalizing the settlement agreement and ancillary exhibits, and obtaining approval of the terms of the agreement from Defendant's Board of Directors, which is anticipated shortly.
- 4. The parties jointly agree that it is important to notify the non-class members who were inadvertently provided with notice of class certification that they are not members of the class prior to any Court approved notice of a class settlement being disseminated. It is further agreed that these individuals should be permitted an opportunity to challenge their exclusion from the class.

STIPULATION

Now, therefore, the parties hereto stipulate as follows:

- 1. A Corrective Notice in the form of Exhibit 1 to this Stipulation shall be mailed to the individuals who were incorrectly included in the original certified class. The Corrective Notice permits these individuals to challenge their exclusion within 21 days of the mailing of the notice.
- 2. Counsel for the parties will meet and confer concerning any challenges to exclusion within 14 days of receipt of the same. If the parties do not agree as to whether or not an individual challenging their exclusion should or should not be included in the class, the Claims Administrator selected to administer the settlement of this matter (subject to Court approval) shall make the final determination.
- 3. Individuals who challenge their exclusion shall be notified in writing of the decision concerning the same.

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1 DATED: December 15, 2011

MARLIN & SALTZMAN, LLP

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4 By: /s/ Louis M. Marlin
5 Louis M. Marlin
6 Attorneys for Plaintiffs and Plaintiff Class

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7 DATED: December 15, 2011

SEYFARTH SHAW, LLP

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9 By: /s/ Andrew Paley
10 Andrew Paley, Esq.
11 Attorneys for Defendants

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11 IT IS SO ORDERED:

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13 Dated: 12/16/11



Hon. Susan Illston
United States District Judge

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EXHIBIT 1

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
Lemus, et.al. vs. H&R Block Enterprises, LLC Case Number CV-09-03179-SI**

CORRECTIVE CLASS ACTION NOTICE

You previously were provided with notice of the certification of a class action brought against H&R Block on behalf of seasonal tax professionals who worked for H&R Block in California between June 9, 2006 and December 31, 2010. However, H&R Block's records indicate that you did **NOT** work for the company as a seasonal tax professional during this time frame, but rather worked for the company prior to June 9, 2006. Thus, you were inadvertently and incorrectly provided with notice of the class certification.

The purpose of this Corrective Notice is to advise you that you are **NOT** a member of the certified class. If you disagree with this conclusion, you may write to:

[Claims Administrator]

[Address]

[Address]

Please provide copies of any documentation that you may have that would support your claim to have worked for H&R Block in California as a seasonal tax professional between June 9, 2006 and December 31, 2010.

YOUR CORRESPONDENCE MUST BE POSTMARKED BY

[21 DAYS AFTER MAILING]

IN ORDER TO BE CONSIDERED

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