

1 the class set forth in the proposed Fourth Amended Complaint, which class is defined as follows:

2 **Plaintiff Class:**

3 All seasonal, non-exempt Tax Professional employees who were or are employed by
4 defendants during the Class Period in California as tax preparers.

5 **Terminated Sub-Class:**

6 All members of the Plaintiff Class whose employment ended during the Class Period.

7 The proposed Class Period runs from June 9, 2006 through December 31, 2010.

8 2. All causes of action found in the Fourth Amended Complaint are certified. Those
9 causes of action are:

10 The **First Cause of Action** (previously the Second Cause of Action in the TAC) for
11 Failure to Provide Accurate Wage Statements In Violation of *Labor Code* §226;

12 The **Second Cause of Action** (previously the Fifth Cause of Action in the TAC) for
13 Failure to Pay All Wages Due at Time of Termination of Employment In Violation
14 of *Labor Code* §203.

15 The **Third Cause of Action** for civil penalties under the Private Attorney General
16 Act (Labor Code, §§ 2698 et seq.)

17 3. Nothing in the Stipulation of the parties to certify the class, or in connection with
18 defendant's agreement to the same, shall be construed in this case, or in any other judicial,
19 administrative or similar proceeding, as an acknowledgment or concession or agreement by
20 defendant that any of the claims or allegations set forth in the Fourth Amended Complaint are either
21 factually or legally correct

22 4. Contemporaneously with the filing of the Fourth Amended Complaint, Plaintiffs shall
23 file a [Revised Proposed] Order Granting Class Certification. The Court will thereafter sign the
24 [Revised Proposed] Order as presented, or as modified by the Court.

25 5. The parties shall meet and confer concerning the form of class notice, the methods
26 by which notice will be disseminated to the class, the amount of time class members will be allowed
27 to opt out of the class, the identity of the administrator to be used for dissemination of notice and all
28 other matters concerning the same. In the event the parties cannot agree on any issue, they will

1 present the same to the Court for resolution.

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Dated:


Hon. Susan Illston
United States District Court Judge