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14 Attorneys for Defendant
 SAFELITE FULFILLMENT, INC.

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17 UNITED STATES DISTRICT COURT
 18 NORTHERN DISTRICT OF CALIFORNIA

20 DEMETRIOT K. LEWIS, individually and
 on behalf of others similarly situated,

21 Plaintiff,

22 vs.

23 SAFELITE FULFILLMENT INC.; and
 24 DOES 1 through 10.

25 Defendants.

Case No. CV-11-5512-CRB

**STIPULATION RE VACATING CLASS
 CERTIFICATION MOTION HEARING
 DATE IN LIGHT OF PENDING MOTION
 FOR SETTLEMENT APPROVAL AND
 ORDER THEREON**

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Attorneys for Defendant
SAFELITE FULFILLMENT, INC.

Plaintiff Demetriot K. Lewis (“Plaintiff”), and defendant Safelite Fulfillment, Inc. (“Defendant”), by and through their counsel of record, hereby enter into the following Stipulation re Extension of Motion Cutoff Date and mutually request the Court to enter an order in accordance therewith.

STIPULATION

1. Plaintiff initiated this action on November 14, 2011. In his complaint, Plaintiff asserts claims against Defendant for unpaid overtime wages under the Fair Labor Standards Act, which Plaintiff seeks to pursue as a collective action under 29 U.S.C. Section 216, and various wage and hour claims against Defendant under California law, which Plaintiff seeks to pursue as a class action pursuant to Rule 23 of the Federal Rules of Civil Procedure.
2. At a case management conference on July 20, 2012, the Court set the following

1 motion hearing cutoff dates:

2 Motion to Certify Rule 23 Class and Dispositive Motions April 30, 2013

3 Motion for Decertification if an FLSA Class is Conditionally Certified June 30, 2013

4 3. By order of the Court dated February 22, 2013, the case management schedule
5 was modified and a hearing for Plaintiff's anticipated motion for class certification was
6 scheduled for July 2, 2013.

7 4. At a mediation on April 4, 2013, the parties reached agreement on the material
8 terms of a class action settlement. After formal settlement documents were finalized, Plaintiff
9 filed a motion for preliminary approval of the settlement on June 7, 2013. The motion for
10 preliminary approval is scheduled for hearing on July 12, 2013.

11 5. In light of the foregoing, the parties mutually request that the hearing on July 2,
12 2013 scheduled by the Court for Plaintiff's previously expected motion for class certification,
13 which will no longer be filed, be vacated.

14 Dated: June 13, 2013

KARASIK LAW FIRM
DYCHTER LAW OFFICES, APC

16 By /Gregory N. Karasik
17 Gregory N. Karasik
18 Attorneys for Plaintiff
DEMETRIOT K. LEWIS

19 Dated: June 13, 2013

CAROTHERS, DiSANTE & FREUDENBERGER LLP

21 By: / Kent J. Sprinkle
22 Kent J. Sprinkle
23 Attorneys for Defendant
SAFELITE FULFILLMENT, INC.

24 **ORDER**

25 Good cause having been shown, it is hereby ordered that the hearing on July 2, 2013
26 scheduled for Plaintiff's previously expected motion for class certification be vacated.

27 DATED: June 17, 2013

28 Hon. Charles
United States District Court

