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12 Attorneys for Defendant
 KEYPOINT GOVERNMENT SOLUTIONS, INC.

14 UNITED STATES DISTRICT COURT
 15 NORTHERN DISTRICT OF CALIFORNIA

16 DONALD LOUNIBOS, individually and
 17 on behalf of all others similarly situated,

18 Plaintiff,

19 v.

20 KEYPOINT GOVERNMENT
 SOLUTIONS, INC., a Delaware
 21 Corporation, and Does 1-10, inclusive,

22 Defendants.

Case No. 12-CV-0636 (JST)

**STIPULATION AND ~~PROPOSED~~ ORDER
 REQUESTING COURT APPROVAL OF
 SUPPLEMENTAL MAILING TO
 SETTLEMENT CLASS**

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1 **STIPULATION**

2 Plaintiff Donald Lounibos (“Plaintiff”) and Defendant Keypoint Government Solutions, Inc.
3 (“Defendant”) (collectively “the Parties”), stipulate and agree as follows:

4 **WHEREAS**, on February 10, 2014, the Court entered the Order Granting Motion For
5 Preliminary Approval of Settlement; Approving Notice To The Class; Setting Dates and Procedures For
6 Final Fairness Hearing (“Court Order”) [Docket No. 66.] The Court Order preliminarily approved the
7 settlement and set forth certain claims procedures in the “Conclusion” section of the Court Order. Court
8 Order, ¶¶ IV(1-7).

9 **WHEREAS**, paragraph IV(5) of the Court Order states, “[c]lass members shall have 60 days
10 from the date on which claim forms are mailed to submit a completed claim form, request exclusion, file
11 objections, or file a notice of intent to appear. The proposed notice and claim form shall be edited
12 accordingly.”

13 **WHEREAS**, on March 10, 2014, the court-appointed Claims Administrator, Gilardi and Co.,
14 LLC (“Gilardi”) mailed notice and claim forms to the Settlement Class (“Notice”). The version of the
15 Notice that was mailed to the Settlement Class on March 10, 2014, however, listed April 9, 2014, as the
16 deadline to file both an objection and a notice of intent to appear, which is only 30 days from the date the
17 Notice was mailed to the Settlement Class. A copy of the original Notice mailed on March 10, 2014,
18 which includes the incorrect deadlines for Class Members to file an objection and file a notice of intent
19 to appear, is attached hereto as Exhibit 1.

20 **WHEREAS**, paragraph 6.9 of the parties’ Settlement Agreement states, “[t]hirty (30) days after
21 the initial mailing of the Notice and Claim Form, the Settlement Administrator will mail to each
22 Settlement Class Member who has not responded with the return of a Claim Form or a request for
23 exclusion, a postcard to remind each such Settlement Class Member to submit a Claim Form before the
24 deadline in the form approved by the Court.”

25 **WHEREAS**, the parties were in the process of reviewing the proposed draft of the reminder
26 postcard, as well as double-checking it against the Court Order and the Settlement Agreement, when the
27 above-referenced errors in the Notice were discovered. Upon discovering these errors, and after meeting
28 and conferring with the Claims Administrator, the parties and Claims Administrator propose to send a

1 letter to all Class Members, both reminding Class Members of the deadline to file Claim Forms, as well
2 as to correct the previous incorrect dates set forth in the Notice that was mailed by the Claims
3 Administrator on March 10, 2014. A copy of the parties' proposed "Reminder and Correction of
4 Previous Notice of Proposed Class Action Settlement and Final Settlement Approval Hearing" is
5 attached hereto as Exhibit 2 ("Reminder and Correction Notice").

6 **WHEREAS**, it is proposed that on or before April 9, 2014, the Claims Administrator will send
7 the Reminder and Correction Notice to all Class Members, in lieu of sending the reminder postcards to
8 those class members who have not yet returned a Claim Form. Additionally, Gilardi has agreed to stand
9 by its quote and will conduct the claims administration for an amount not to exceed \$12,000, which will
10 include the mailing of the Reminder and Correction Notices to all Class Members.

11 **IT IS HEREBY STIPULATED** by the Parties herein, through their counsel of record, as
12 follows:

13 In lieu of sending the reminder postcards contemplated by paragraph 6.9 of the Settlement
14 Agreement, on or before April 9, 2014, the Claims Administrator shall mail to all Class Members the
15 Reminder and Correction Notice, a draft copy of which is attached hereto as Exhibit 2.

16 **IT IS SO STIPULATED.**

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18 DATED: April 7, 2014

NORTH BAY LAW GROUP

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20 _____/s/
David S. Harris
Attorney For Plaintiff
DONALD LOUNIBOS

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23 DATED: April 7, 2014

LITTLER MENDELSON

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25 _____/s/
Karin Cogbill
Attorneys for Defendant
KEYPOINT GOVERNMENT SOLUTIONS

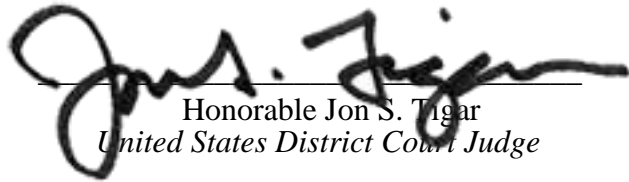
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~~PROPOSED~~ ORDER

The parties having so stipulated, and GOOD CAUSE APPEARING THEREFORE, IT IS HEREBY ORDERED that:

In lieu of sending the reminder postcards contemplated by paragraph 6.9 of the Settlement Agreement, on or before April 9, 2014, the Claims Administrator shall mail to all Class Members the Reminder and Correction Notice, a copy of which is attached hereto as Exhibit 2.

DATED: April 8, 2014



Honorable Jon S. Tigar
United States District Court Judge