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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

IN RE UBER FCRA LITIGATION

Case No.: 14-cv-05200-EMC

**[REVISED ~~PROPOSED~~] ORDER
MODIFYING SETTLEMENT
AGREEMENT**

Date: Date
Time: Time
Dept: Dept
Before: Hon. Edward M. Chen

Trial Date: None Set

1 The Court, having reviewed the parties' Revised Stipulation Re Modification To Settlement
2 Agreement filed on April 17, 2018, and good cause appearing, the Court hereby modifies the definition
3 of "Settlement Class Members' Released Claims" in the parties' "Stipulation of Settlement" (Dkt. 222
4 ¶ 41) to read as follows:

5 'Settlement Class Members' Released Claims' means and includes all manner of action,
6 causes of action, claims, demands, rights, suits, obligations, restitution, debts, contracts,
7 agreements, promises, liabilities, damages, charges, penalties, losses, costs, expenses,
8 and attorneys' fees, of any nature whatsoever, known or unknown, in law or equity, fixed
9 or contingent, which Plaintiffs and Settlement Class Members have or may have arising
10 out of or relating to any allegations made in the Action, any legal theories that could have
11 been raised based on the allegations in the Action, and all claims of any kind relating in
12 any way to, or arising out of, background checks and/or consumer reports of any kind
13 presented in the Action based on the facts alleged in the Complaint, including but not
14 limited to claims under the Fair Credit Reporting Act ("FCRA"), California Consumer
15 Reporting Agencies Act, California Investigative Consumer Reporting Agencies Act,
16 California Private Attorney General Act claims pursuant to Cal. Labor Code § 2699,
17 based on alleged violations of California Labor Code §1024.5, California Business and
18 Professions Code section 17200, and Massachusetts CORI related claims. "Settlement
19 Class Members' Released Claims" includes claims for actual, statutory, liquidated,
20 punitive or any other form of damages, as well as for attorneys' fees and costs.
21 "Settlement Class Members' Released Claims" shall be construed as broadly as possible
22 to affect complete finality over this Action. Provided, however, that no PAGA claims or
23 any other labor law claims are released except those asserted in the Eleventh Cause of
24 Action in the Amended Master Consolidated Complaint, *i.e.* claims based on the
25 impermissible use of consumer credit reports for employment purposes, in violation of
26 Labor Code § 1024.5 *See In re Uber FCRA Litig.*, Docket No. 171 at 28-29.

1 Inasmuch as the Court's Order Granting Plaintiffs' Motion for Preliminary Approval of Class
2 Action Settlement (Dkt. 242) (hereafter "the Order") recited the parties' prior definition of "Settlement
3 Class Members' Released Claims," page 4 lines 10 to 20 of the Order are hereby vacated and replaced
4 with the definition of that term as stated above.

5 The Court finds that these modifications to the parties' "Stipulation of Settlement" (Dkt. 222)
6 and the Order (Dkt. 242) are properly made without further notice to the class because the
7 modifications are for the benefit of the class.

8
9 **IT IS SO ORDERED.**

10
11 Dated: 4/19/18

