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15 Attorneys for Defendant AMERIGAS PROPANE, INC.

16 UNITED STATES DISTRICT COURT
 17 NORTHERN DISTRICT OF CALIFORNIA

19 JIMMIE JARRELL, an individual, on behalf of
 20 himself and all others similarly situated,

21 Plaintiff,

22 vs.

23 AMERIGAS PROPANE, Inc.; a Pennsylvania
 corporation; and DOES 1 through 50, inclusive,

24 Defendants.

Case No.: 3:16-cv-01481-JST

CLASS ACTION

**POST MEDIATION STATEMENT AND
 STIPULATION TO CONTINUE CASE
 MANAGEMENT CONFERENCE;
~~PROPOSED~~ ORDER**

Date: February 15, 2017
 Time: 2:00 p.m.
 Courtroom: Courtroom 9 – 19th Fl.
 Judge: Hon. Jon S. Tigar

1 Plaintiff Jimmie Jarrell (“Plaintiff”) and Defendant AmeriGas Propane, Inc. (“AmeriGas” or
2 “Defendant”) (collectively, the “Parties”) hereby submit the following Joint Post-Mediation Statement and
3 Stipulation to continue the Case Management Conference scheduled for February 15, 2017.

4 **I. ADR Status**

5 As previously reported to the Court, the parties agreed to mediate this case before a professional
6 mediator, Mark Rudy, of Rudy, Exelrod, Zieff & Lowe LLP, a mediator with substantial experience in the
7 specialized field of wage and hour class action litigation and mediation. The mediation occurred on
8 January 25, 2017, and, with the assistance of Mr. Rudy, the Parties agreed to terms of a proposed class
9 action settlement that, if approved by this Court, would resolve this action.

10 At the conclusion of the mediation, a Memorandum of Understanding was signed, identifying the
11 major terms of the settlement. Counsel for Defendant have agreed to prepare the first draft of the complete
12 set of settlement documents that will include a long form settlement agreement, proposed forms for notice
13 to the settlement class members, and proposed preliminary and final approval orders.

14 **II. Stipulation**

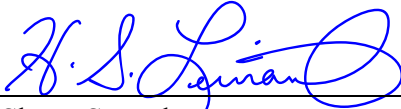
15 Based on the foregoing, the Parties hereby stipulate and agree as follows:

- 16 1. That the Court vacate the February 15, 2017 Case Management Conference.
- 17 2. That the Court set a further Management Conference approximately 67 days after the
18 February 15, 2017 date currently set for the Conference that will be vacated and continued
19 to the hearing date of a Motion for Preliminary Approval if the Motion has been filed at
20 least seven days prior to the continued date of the next Case Management Conference and
21 the Court is notified of the filing in a Joint Report.

22 **IT IS SO STIPULATED.**

23 Dated: February 6, 2017

SETAREH LAW GROUP

24 By: 
25 Shaun Setareh
26 H. Scott Leviant

27 Attorneys for Plaintiff JIMMIE JARRELL
28

1 Dated: February 6, 2017

MUNGER, TOLLES & OLSON LLP

2
3 By: /s Joseph D. Lee, by permission

4 Joseph D. Lee

5 Malcolm A. Heinicke

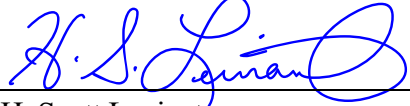
6 Attorneys for Defendant AMERIGAS PROPANE, INC.

7 **CERTIFICATION PURSUANT TO CIVIL LOCAL RULE 5.5-1(i)(3)**

8 Pursuant to Civil L.R. 5.5-1(i)(3), I, H. Scott Leviant, certify that I have obtained the concurrence
9 of all of the other signatories listed below to file this document.

10 Dated: February 6, 2017

SETAREH LAW GROUP

11 By: 

12 H. Scott Leviant

1 **~~PROPOSED~~ ORDER**

2
3 Jimmie Jarrell (“Plaintiff”) and Defendant AmeriGas Propane, Inc. (“AmeriGas” or “Defendant”)
4 (collectively, the “Parties”), entered into a Joint Stipulation to continue the February 15, 2017 Case
5 Management Conference following a provisional class action settlement. After considering the Stipulation
6 of the Parties, the facts upon which the Stipulation is based, and good cause appearing, it is hereby
7 ORDERED THAT:

- 8 1. The February 15, 2017 Case Management Conference is vacated.
9 2. A Case Management Conference is scheduled for ~~April 23, 2017~~/ April 26, 2017,
10 2017 (“the New Case Management Conference”). If a Motion for Preliminary Approval has been filed at
11 least seven days prior to the date set for the New Case Management Conference, and the Court is notified
12 of that filing in a Joint Report, the New Case Management Conference shall be continued from the date set
13 pursuant to this Order to the date set for hearing of the Motion for Preliminary Approval.

14 **IT IS SO ORDERED.**

15
16 Dated: February 7, 2017

17 
18 _____
19 Hon. Jon S. Tigar
20 UNITED STATES DISTRICT JUDGE