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9 Attorneys for Defendant AMERIGAS
 PROPANE, INC.
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11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA
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14 JIMMIE JARRELL, an individual, on behalf
 of himself and all others similarly situated,
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Plaintiff,
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vs.
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18 AMERIGAS PROPANE, Inc.; a Pennsylvania
 corporation; and DOES 1 through 50,
 inclusive,
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Defendants.
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Case No. 3:16-CV-01481-JST

**STIPULATION TO CONTINUE CASE
 MANAGEMENT CONFERENCE;
~~PROPOSED~~ ORDER THEREON**

Judge: Hon. Jon S. Tigar

Date: April 26, 2017

Time: 2:00 p.m.

Courtroom: Courtroom 9 – 19th Fl.

Judge: Hon. Jon S. Tigar

1 Jimmie Jarrell (“Plaintiff”) and Defendant AmeriGas Propane, Inc. (“AmeriGas”)
2 (collectively, the “Parties”), by and through their respective counsel of record, hereby stipulate and
3 agree as follows:

4 **A. ADR Status**

5 As previously reported to the Court, the parties reached a settlement of this wage and hour
6 class action in a mediation conducted before Mark Rudy, of Rudy, Exelrod, Zieff & Lowe LLP, a
7 professional mediator with substantial experience in the specialized field of wage and hour class
8 action litigation and mediation. At the conclusion of the mediation, a Memorandum of
9 Understanding was signed, identifying the major terms of the settlement. Counsel for AmeriGas
10 have prepared a first draft of the settlement documents, including a long form settlement
11 agreement, proposed forms for notice to the settlement class members, and proposed preliminary
12 and final approval orders. Class counsel are presently reviewing and commenting on the
13 settlement documents and are preparing a motion for preliminary approval of the settlement.

14 This Court, by order dated February 7, 2017, scheduled a Case Management Conference
15 for April 26, 2017 (“the New Case Management Conference”). The Court further ordered that if a
16 Motion for Preliminary Approval has been filed at least seven days prior to that date, the New
17 Case Management Conference shall be continued to the date set for hearing of the Motion for
18 Preliminary Approval.

19 By this stipulation, the Parties jointly request an additional three weeks within which to
20 finalize the settlement documents and submit a motion for preliminary approval to the Court.
21 Such period is necessary in order to resolve any remaining issues respecting the form of the
22 settlement documents, and to give class counsel sufficient time to draft the preliminary approval
23 motion.

24 **B. Stipulation**

25 In view of the foregoing, the Parties hereby stipulate and agree as follows:

- 26 1. The April 26, 2017 Case Management Conference is vacated.
- 27 2. A Case Management Conference is scheduled for May 17, 2017 (“the New Case
28 Management Conference”). If a Motion for Preliminary Approval has been filed at

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least seven days prior to the date set for the New Case Management Conference, the New Case Management Conference shall be continued from the date set pursuant to this Order to the date set for hearing of the Motion for Preliminary Approval.

IT IS SO STIPULATED.

DATED: April 14, 2017

SETAREH LAW GROUP, PC
SHAUN SETAREH
H. SCOTT LEVIANT

By: /s/ H. Scott Leviant
H. SCOTT LEVIANT

Attorneys for Plaintiff JIMMIE JARRELL

DATED: April 14, 2017

MUNGER, TOLLES & OLSON LLP
JOSEPH D. LEE
MALCOLM A. HEINICKE
AARON D. PENNEKAMP

By: /s/ Joseph D. Lee
JOSEPH D. LEE

Attorneys for Defendant AMERIGAS PROPANE, INC.

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

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

Dated: April 14, 2017

SETAREH LAW GROUP

By: /s/ H. Scott Leviant
H. Scott Leviant

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PROPOSED ORDER

Jimmie Jarrell (“Plaintiff”) and Defendant AmeriGas Propane, Inc. (“AmeriGas”) (collectively, the “Parties”), entered into a Joint Stipulation to continue the April 26, 2017 Case Management Conference following a provisional class action settlement. After considering the Stipulation of the Parties, the facts upon which the Stipulation is based, and good cause appearing, it is hereby ORDERED that:

1. The April 26, 2017 Case Management Conference is vacated.

May 24, 2017

2. A Case Management Conference is scheduled for ~~May 17, 2017~~ (“the New Case Management Conference”). If a Motion for Preliminary Approval has been filed at least seven days prior to the date set for the New Case Management Conference, the New Case Management Conference shall be continued from the date set pursuant to this Order to the date set for hearing of the Motion for Preliminary Approval. The Court will not continue the CMC further.

IT IS SO ORDERED.

Dated: April 17, 2017



Hon. Jon S. Tigar
UNITED STATES DISTRICT JUDGE