

1 2. Pursuant to Rule 23(a) and Rule 23(b)(3) of the Federal Rules of Civil
2 Procedure, the Court conditionally certifies, for settlement purposes only, the
3 following class ("Class"): All individuals who, as verified by GreenPoint's
4 personnel and payroll records, were (a) employed full-time by GreenPoint in the
5 position of Underwriter II (also known as a "Staff Underwriter") or Underwriter III
6 (also known as a "Senior Underwriter") at any of GreenPoint's California branches
7 in its wholesale residential mortgage lending division at any time between July 18,
8 2003 and September 28, 2007 (the "Class Period"); and (b) have not signed a
9 release in favor of any of the "GreenPoint Released Parties" (as defined in
10 Paragraph 36 of the Stipulation).

11 3. The Court hereby vacates the Order executed on September 26, 2008.

12 4. The Court appoints for settlement purposes Jana Lawler as Class
13 Action Representative.

14 5. The Court appoints for settlement purposes only the law firm of
15 Hoffman & Lazear as Class Counsel for the Settlement Class.

16 6. The Court appoints Rosenthal & Co. as the Claims Administrator.

17 7. The parties are ordered to carry out the settlement according to the
18 terms of the Stipulation.

19 8. The Court will conduct a Final Approval hearing on **February 5, 2009**
20 **at 2:00 p.m.** The Court expressly reserves the right to adjourn or continue the
21 Final Approval Hearing without further notice to the Class Members.

22 IT IS SO ORDERED.

23 10/14/08

24 Dated: _____



25 _____
26 Hon. Claudia Wilken,
27 United States District Court Judge
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