

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

CESAR CRUZ, on behalf of himself and others
similarly situated

Case No.: C-12-02705-DMR

PLAINTIFF,

CLASS ACTION

vs.

**[PROPOSED] ORDER GRANTING
PLAINTIFF LEAVE TO FILE A THE
THIRD AMENDED COMPLAINT AND
EXTENSION OF DEFENDANT'S TIME
TO RESPOND**

SKY CHEFS, INC., a corporation; and DOES 1
to 100, Inclusive.

Assigned for all purposes to Donna M. Ryu,
United States Magistrate Judge

DEFENDANTS.

**[PROPOSED] ORDER GRANTING PLAINTIFF LEAVE TO FILE A THE THIRD AMENDED
COMPLAINT AND EXTENSION OF DEFENDANT'S TIME TO RESPOND, C-12-02705-DMR**

ORDER

The Stipulation of the parties to grant leave to Plaintiff to file a Third Amended Complaint, having been filed, and good cause appearing therefore;

IT IS HEREBY ORDERED that:

1. That Plaintiff Cesar Cruz is granted leave to file his Third Amended Complaint;
2. The Third Amended Complaint is deemed served on the date this order is signed; and
3. Defendant Sky Chefs, Inc. shall not be required to answer the amended complaint during the pendency of the approval process for class action settlement of this action which is set for a motion for preliminary approval on December 18, 2013, and shall be required to respond to the Third Amended Complaint within thirty (30) days of either of the following events: (1) an order denying approval of the settlement; or (2) Defendant providing notice that Defendant Sky Chefs, Inc. is exercising its Right to Withdraw from the settlement agreement as set forth in the Stipulation and Settlement Agreement.

IT IS SO ORDERED.

Dated: November 13, 2013



UNITED STATES MAGISTRATE JUDGE
DONNA M. RYU