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13 Attorneys for Defendant
 14 FOODLINER, INC.

15 **UNITED STATES DISTRICT COURT**
 16 **NORTHERN DISTRICT OF CALIFORNIA**
 17 **OAKLAND DIVISION**

18
 19 RONDA AUSTIN, CHRISTOPHER
 20 CORDUCK, ERNEST DIAL, BILLY
 21 WAYNE GIBSON, and BOBBY G. SMITH,
 on behalf of themselves and others similarly
 situated;

22 Plaintiffs,

23 vs.

24 FOODLINER, INC.,

25 Defendant.

Case No. 4:16-cv-07185-HSG

**SECOND STIPULATION AND ORDER
 REGARDING PLAINTIFFS'
 DEADLINE TO FILE A MOTION FOR
 PRELIMINARY APPROVAL OF CLASS
 ACTION SETTLEMENT**

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 Case No. 4:16-cv-07185-HSG

1 Plaintiffs RONDA AUSTIN, CHRISTOPHER CORDUCK, ERNEST DIAL, BILLY
2 WAYNE GIBSON, and BOBBY G. SMITH (“Plaintiffs”) and Defendant FOODLINER, INC.
3 (“Defendant” or “FOODLINER”) (together with Plaintiffs, “the Parties”) hereby submit the
4 following stipulation and proposed order continuing the deadline for Plaintiffs to file a motion
5 for preliminary approval of the Parties’ class action settlement.

6 WHEREAS, the Parties reached an agreement to settle the class action claims in this
7 case on April 10, 2018;

8 WHEREAS, the Parties notified the Court of this settlement on April 19, 2018 (Dkt. 43);

9 WHEREAS, the Court vacated Plaintiffs’ deadline to file a motion for class certification
10 and set a deadline of June 4, 2018, for Plaintiffs to file a motion for preliminary approval (Dkt.
11 44); and

12 WHEREAS, the Court vacated Plaintiffs’ deadline to file a motion for class certification
13 and set a deadline of June 22, 2018, for Plaintiffs to file a motion for preliminary approval (Dkt.
14 46); and

15 WHEREAS, counsel for the Parties have reached an agreement in principle regarding
16 the finalized settlement agreement; but whereas Defendant’s decision maker and counsel are on
17 overlapping vacations until June 25, 2018.

18 Based on the foregoing, the Parties, by and through their counsel of record and subject to
19 this Court’s approval, hereby stipulate and agree that the deadline for Plaintiffs’ to file a motion
20 for preliminary approval of the class action settlement should be continued until July 12, 2018.

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22 IT IS SO STIPULATED.

23 DATED: June 13, 2018

HUNTER PYLE LAW

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By: /s/ Chad Saunders
Hunter Pyle
Chad Saunders

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Attorneys for Plaintiffs RONDA AUSTIN,

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1 CHRISTOPHER CORDUCK, ERNEST
2 DIAL, BILLY WAYNE GIBSON and
3 BOBBY G. SMITH

4 DATED: June 13, 2018

GORDON & REES SCULLY
MANSUKHANI LLP

6 By: /s/ Sat Sang S. Khalsa
7 Mollie M. Burks
8 Sat Sang S. Khalsa
9 Nicholas A. Deming

Attorneys for Defendant
FOODLINER, INC.

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11 **Attestation Pursuant to Local Rule 5-1(i)(3)**

12 I hereby attest that all signatories indicated by a conformed signature (/s/) have concurred
13 in the filing of this document.

14 Dated: June 13, 2018

/s/ Sat Sang S. Khalsa
Sat Sang S. Khalsa

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17 PURSUANT TO STIPULATION, IT IS SO ORDERED.

18 Dated: June 14, 2018

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21 Hon. Haywood S. Gilliam, Jr.