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23 UNITED STATE DISTRICT COURT  
 24 NORTHERN DISTRICT OF CALIFORNIA - OAKLAND

25 JOSEPH BISACCIA, individually and on  
 26 behalf of all others similarly situated,

27 Plaintiffs,

28 vs.

REVEL SYSTEMS, INC.,

Defendant.

) Case No. 17-cv-02533-HSG  
 )  
 ) **STIPULATION AND ORDER**  
 ) **REGARDING CONDITIONAL**  
 ) **CERTIFICATION AND**  
 ) **DISTRIBUTION OF JUDICIAL**  
 ) **NOTICE**

) Complaint Filed: May 3, 2017  
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The parties to the above-entitled action jointly submit this Stipulation for Conditional Certification and Distribution of Judicial Notice.

WHEREAS Plaintiff’s Motion for Conditional Certification (“Motion”) is set for hearing on October 5, 2017 at 2 p.m.

WHEREAS, the parties have agreed to mediate this case in January 2018.

WHEREAS, in the interest of efficiency and judicial economy, the parties have agreed that conditional certification shall be granted for the following collective:

All inside sales employees (including Sales Development Representatives, Associate Sales Executives, Junior Sales Executives, Sales Executives, Sales Associates, Account Executives, Enterprise Sales Executives, or other positions with similar job titles and/or duties) (“Inside Sales Representative”) who work or have worked for Revel since May 4, 2014.

WHEREAS, the parties have further agreed to the manner of distribution of judicial notice.

NOW THEREFORE, for good and sufficient consideration, the receipt of which is hereby acknowledged, Plaintiff and Defendant STIPULATE and AGREE as follows:

- The agreed Notice and Consent form are attached hereto as **Exhibit A**.
- Notice will be distributed by an administrator, to be selected by agreement of the parties within 7 days from the date of this order, and paid for by Defendant. The administrator will provide any consent forms it receives to Plaintiffs’ Counsel as soon as possible, and at least by 3:00 p.m. Pacific on the day the consent form is received. The settlement administrator will perform a skip trace on any undeliverable mail.
- The Parties have previously executed a limited tolling agreement, and agree to extend this tolling agreement until the date that the administrator mails notice.
- Defendant will provide the class list to the administrator within ten days of the Court’s order, and will provide a list of names without contact information to Plaintiffs’ Counsel.
- Notice will be distributed by mail and email, with a reminder postcard containing the same substance as the initial notice.

1 In light of the above, the hearing on Plaintiff's Motion, which is currently set for October 5, 2017  
2 at 2 p.m., should be taken off calendar.

3 **IT IS SO STIPULATED AND AGREED.**

4 Dated: October 5, 2017

GORDON & REES  
SCULLY MANSUKHANI LLP

6 By: /s/ Mollie M. Burks  
7 MOLLIE M. BURKS  
8 SARA A. MOORE  
Attorneys for Defendant  
REVEL SYSTEMS, INC.

9 Dated: October 5, 2017

NICHOLS KASTER LLP

11 By: /s/ Daniel S. Brome  
12 MATTHEW C. HELLAND  
13 DANIEL S. BROME  
14 Attorneys for PLAINTIFF

15 **ORDER**

16 PURSUANT TO STIPULATION, IT IS SO ORDERED. The Court conditionally certifies a  
17 collective of:

18 All inside sales employees (including Sales Development Representatives,  
19 Associate Sales Executives, Junior Sales Executives, Sales Executives, Sales  
20 Associates, Account Executives, Enterprise Sales Executives, or other positions  
21 with similar job titles and/or duties) ("Inside Sales Representative") who work or  
22 have worked for Revel since May 4, 2014.

23 Judicial Notice shall be distributed in the manner set out above. The hearing on Plaintiff's  
24 Motion for Conditional Certification, which is set for October 5, 2017 at 2 p.m., is off calendar.

25 DATED: October 5, 2017

26   
27 Hon. Haywood S. Gilliam, Jr.