

United States District Court  
For the Northern District of California

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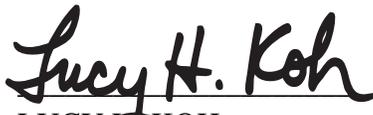
UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

JEFFREY SCHULKEN, et al.,	)	Case No.: 09-CV-02708-LHK
	)	
Plaintiffs,	)	
v.	)	ORDER RE PRELIMINARY
	)	APPROVAL HEARING
WASHINGTON MUTUAL BANK,	)	
HENDERSON, NV, et al.,	)	
	)	
Defendants.	)	

In light of the Ninth Circuit’s recent decision in *Dennis v. Kellogg Co.*, No. 11-55674 (9th Cir. July 13, 2012), the parties are requested to be prepared to discuss at the July 19, 2012 preliminary approval hearing the proposed *cy pres* distribution referenced in Paragraph 8.1 of the Settlement Agreement. By 5:00 p.m. on Wednesday, July 16, 2012, the parties shall file an up to three page statement: (1) identifying the proposed recipient organizations, and (2) explaining “the driving nexus between the plaintiff class and the *cy pres* beneficiaries.” Slip Op. at 8119.

**IT IS SO ORDERED.**

Dated: July 16, 2012

  
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 LUCY H. KOH  
 United States District Judge