

1 **** E-filed March 17, 2011 ****

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7 NOT FOR CITATION

8 IN THE UNITED STATES DISTRICT COURT

9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 SAN JOSE DIVISION

11 LUIS SANDOVAL, et al.,

No. C09-04969 HRL

12 Plaintiffs,

13 v.

**ORDER GRANTING PLAINTIFFS'
MOTION TO EXTEND TIME FOR
FILING PRELIMINARY APPROVAL
OF SETTLEMENT**

14 AB LANDSCAPING, INC., et al.,

15 Defendants.

16 _____/

[Re: Docket No. 53]

17 On February 22, 2011, upon being informed that the parties had come to an agreement to
18 settle this wage-and-hour class action with respect to three of the four named plaintiffs and the
19 purported class members, this Court vacated the trial date and ordered the parties to file a joint
20 motion for preliminary approval of the class settlement by March 15, 2011. Docket No. 48.


21 That date having come and gone, Plaintiffs' now request an extension of that deadline.
22 Docket No. 53. Plaintiffs' counsel states that he is "in the final stage of drafting the Notice to the
23 class members, and Defendants are reviewing the final Settlement Agreement," and he expects that
24 "all papers will be ready for filing in the next couple of days." *Id.* Despite this relative optimism,
25 Plaintiffs' counsel apparently has not yet provided to Defendants a draft of the joint motion for
26 preliminary approval. Docket No. 54.

27 In light of these circumstances, the Court will extend the deadline. Plaintiffs shall provide a
28 draft of the joint motion for preliminary approval **no later than March 22, 2011**, and the parties'
joint motion shall be filed **no later than March 29, 2011**.

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IT IS SO ORDERED.

Dated: March 17, 2011



HOWARD R. LLOYD
UNITED STATES MAGISTRATE JUDGE

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C09-04969 HRL Notice will be electronically mailed to:

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Counsel are responsible for distributing copies of this document to co-counsel who have not registered for e-filing under the court’s CM/ECF program.