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

11 HOA TRAN,
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 Plaintiff,
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 v.
 14 SVTC TECHNOLOGIES, INC.; SVTC
 SOLAR, INC.; SVTC TECHNOLOGIES, LLC,
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 Defendants.
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CASE NO: 5:12-CV-04970-EJD
CLASS ACTION

**NOTICE OF PROPOSED SETTLEMENT
 OF CLASS ACTION AND STIPULATION
 TO TAKE APRIL 26, 2013, CASE
 MANAGEMENT CONFERENCE OFF
 CALENDAR**

1 It is hereby stipulated and agreed between Plaintiff and Defendants, acting by and through
2 their duly authorized counsel of record, that the parties have reached a proposed class action
3 settlement, and hereby request that the Court take the initial Case Management Conference
4 currently scheduled for April 26, 2013 at 10:00 A.M. in Courtroom 4, 5th Floor, U.S. Courthouse,
5 San Jose, California, off calendar, and Plaintiff will file a motion to preliminarily approve the
6 settlement no later than May 3, 2013.

7 As the parties previously informed the Court on March 7, 2013, Defendant SVTC
8 Technologies, LLC has assigned all of its assets to a liquidation company for the benefit of its
9 creditors; Defendant SVTC Solar, Inc. has sold its assets to the State University of New York; and
10 their parent company, Defendant SVTC Technologies, Inc. similarly intends to liquidate. Despite
11 the dissolution of the Defendants, the parties have negotiated a proposed settlement that would
12 resolve the litigation in its entirety and provide monetary relief for class members. At the time of
13 our last update to the Court, the parties were working through some logistical issues to ascertain
14 the class and obtain payroll data to facilitate distributing the settlement. The parties have now
15 completed that process and are documenting the settlement. Accordingly, Plaintiffs intend to file a
16 motion for preliminary approval of the settlement pursuant to Federal Rule of Civil Procedure 23
17 by May 3, 2013, and therefore request the current initial case management conference be taken off
18 calendar.

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21 DATED: April 19, 2013

RESPECTFULLY SUBMITTED,

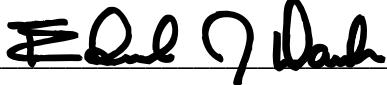
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~~PROPOSED~~ ORDER

FOR GOOD CAUSE SHOWN, the initial Case Management Conference currently scheduled for April 26, 2013, at 10:00 A.M. in Courtroom 4, 5th Floor, U.S. Courthouse, San Jose, California, is hereby taken off calendar. Plaintiff shall file his motion for preliminary approval of the parties' proposed class action settlement pursuant to Federal Rule of Civil Procedure 23 by May 3, 2013. Plaintiff shall contact the Courtroom Deputy to reserve the hearing date prior to filing the motion for preliminary approval.

DATED: April 19 2013 
Edward J. Davila
U.S. District Judge