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8 UNITED STATES DISTRICT COURT  
9 SOUTHERN DISTRICT OF CALIFORNIA  
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11 SYLVESTER OWINO, JONATHAN  
12 GOMEZ, on behalf of themselves, and all  
13 others similarly situated,

Plaintiff,

14 v.

15 CORECIVIC, INC., a Maryland  
16 corporation,

17 Defendant.

Case No.: 3:17-cv-1112-JLS-NLS

**ORDER GRANTING JOINT  
MOTION TO MODIFY CLASS  
NOTICE PLAN DEADLINE**

[ECF No. 213]

18 AND RELATED CROSS ACTION  
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21 Before the Court is the parties' joint motion to modify the class notice plan  
22 deadline. ECF No. 213. The Court previously set a deadline of February 9, 2021 for  
23 execution of the plan. *See* ECF No. 211. In the motion, the parties state that Defendant  
24 has filed a Petition for Permission to Appeal pursuant to Rule 23(f) in front of the Ninth  
25 Circuit, seeking review of the Court's Order denying reconsideration of its class  
26 certification order. *See* ECF No. 212. In light of this pending petition, the parties argue  
27 that requiring them to execute on the class notice plan may result in wasted resources and  
28 confusion if the Ninth Circuit does indeed grant the petition and modify the classes. ECF

1 No. 213 at 3. The parties request that the Court delay the deadline to execute the class  
2 notice plan to be 30 days after the pending Rule 23(f) Petition for Permission to Appeal is  
3 resolved. *Id.*

4 Good cause appearing, the Court **GRANTS** the motion. The parties are  
5 **ORDERED** to notify the Court **within 3 days** of a decision on the pending Rule 23(f)  
6 Petition for Permission to Appeal.

7 **IT IS SO ORDERED.**

8 Dated: February 9, 2021

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10 Hon. Nita L. Stormes  
11 United States Magistrate Judge  
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