

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
SENIOR JUDGE WILEY Y. DANIEL**

Courtroom Deputy: Robert R. Keech
E.C.R./Reporter: Mary George

Date: September 23, 2015

Civil Action No: **14-cv-03426-WYD-KMT**

Counsel:

**HUSAI JIMENEZ on his own behalf and
on behalf of all others similarly situated,**

Brandt P. Milstein

Plaintiff,

v.

**DENVER RESTAURANT VENTURE, LLC
d/b/a DIEGO'S and
TONY TERRONES,**

Jay S. Jester

Defendants.

COURTROOM MINUTES

MOTION HEARING

2:32 p.m. Court in Session

APPEARANCES OF COUNSEL.

Court's opening remarks.

Plaintiff's Motion for Conditional Collective Action Certification [ECF Doc. No. 5], filed January 19, 2015, is raised for argument.

2:33 p.m. Argument by Defendants (Mr. Jester).

2:34 p.m. Argument by Plaintiff (Mr. Milstein).

2:36 p.m. Argument by Defendants (Mr. Jester).

2:37 p.m. Argument by Plaintiff (Mr. Milstein).

2:39 p.m. Discussion regarding proposed language for notice of right to join unpaid wages lawsuit.

ORDERED: Plaintiff's Motion for Conditional Collective Action Certification [ECF Doc. No. 5], filed January 19, 2015, is **GRANTED**.

ORDERED: Counsel for Defendant shall provide names, addresses, e-mail addresses, and other contact information for each potential opt-in person by **Thursday, October 1, 2015**.

ORDERED: The Notice of Your Right to Join Unpaid Wages Lawsuit, as modified by the parties' agreement in open court, shall be sent to prospective class members not later than **Thursday, October 8, 2015**.

ORDERED: Notices shall be sent to prospective class members in both English and Spanish, by U.S. Mail and/or e-mail. Also, notices shall be included in two consecutive paychecks for current employees in both English and Spanish. Further, the notice shall provide a 45 day opt-in period.

ORDERED: Counsel shall file a status report, updating the Court as to settlement negotiations, not later than **Monday, October 5, 2015**.

ORDERED: Stipulation for dismissal shall be filed not later than **Monday, October 19, 2015**.

2:56 p.m. Court in Recess - HEARING CONCLUDED.

TOTAL TIME: :24