

1 Don Springmeyer, Esq.
2 Nevada State Bar No. 1021
3 Justin C. Jones, Esq.
4 Nevada State Bar No. 8519
5 Bradley Schrager, Esq.
6 Nevada State Bar No. 10217
7 **WOLF, RIFKIN, SHAPIRO,**
8 **SCHULMAN & RABKIN, LLP**
9 3556 E. Russell Road, 2nd Floor
Las Vegas, Nevada 89120-2234
Telephone: (702) 341-5200/Fax: (702) 341-5300
Email: dspringmeyer@wrslawyers.com
Email: jjones@wrslawyers.com
Email: bschrager@wrslawyers.com

8
9 *Attorneys for Plaintiffs (additional counsel
listed in signature block)*

10 THEODORE J. BOUTROUS JR., SBN 132099 (*pro hac vice*)
11 CATHERINE A. CONWAY, SBN 98366 (*pro hac vice*)
12 JESSE A. CRIPPS, SBN 222285 (*pro hac vice*)
13 GIBSON, DUNN & CRUTCHER LLP
14 333 South Grand Avenue
15 Los Angeles, CA 90071-3197
16 Telephone: (213) 229.7000/Fax: (213) 229.7520
17 Email: tboutrous@gibsondunn.
Email: comcconway@gibsondunn.com
Email: jcripps@gibsondunn.com
18 *Attorneys for Defendants (additional counsel on signature
page)*

19 UNITED STATES DISTRICT COURT

20 DISTRICT OF NEVADA

21 BROOKE CARDOZA, Individually and On
22 Behalf of All Others Similarly Situated, et al.,

CASE NO. 2:13-cv-01820-JAD-(NJK)

23 Plaintiffs,

**STIPULATION AND [PROPOSED] ORDER
TO ALLOW LATE FILING OF CLAIM
FORMS**

24 v.

25 BLOOMIN' BRANDS, INC., et al.,

Action Filed: October 4, 2013

26 Defendants.

27 / / /

1 WHEREAS, on April 19, 2016, the Court entered the Order Granting Preliminary Approval
2 of Class Settlement (“Preliminary Approval Order”) (ECF No. 430);

3 WHEREAS, the Preliminary Approval Order requires that Settlement Class Members must
4 complete and return an executed Claim Form to the Claims Administrator before the expiration of the
5 Notice Period in order to receive a Settlement Payment (*id.* at 6-7);

6 WHEREAS, the Notice Period expired on September 6, 2016, ninety days from the first
7 mailing date postmarked on the first Notice of Class Action Settlement mailed by the Claims
8 Administrator;

9 WHEREAS, the Claims Administrator received forty-four (44) Claim Forms from Settlement
10 Class Members postmarked after September 6, 2016; and,

11 WHEREAS, Plaintiffs have requested to treat the late-mailed Claim Forms as timely
12 submitted so that those Settlement Class Members may receive a Settlement Payment.

13 THEREFORE, Plaintiffs and Defendants, by and through their undersigned counsel, stipulate,
14 subject to approval of the Court, to deem the Claim Forms postmarked after September 6, 2016, and
15 received by the Claims Administrator no later than October 7, 2016, as timely filed and eligible to
16 receive a Settlement Payment provided that Class Counsel file all Consent to Join forms for late-filed
17 Claim Forms within ten court days after receipt of an order granting this stipulation.

18 IT IS SO STIPULATED.

19
20 Dated: October 11, 2016

WOLF, RIFKIN, SHAPIRO,
SCHULMAN & RABKIN, LLP

21 By:

/s/ Justin C. Jones, Esq.

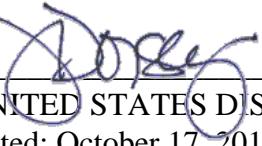
Don Springmeyer, Esq.

Justin C. Jones, Esq.

Bradley Schrager, Esq.

3556 E. Russell Road, Second Floor
Las Vegas, Nevada 89120

22 **IT IS SO ORDERED.**

23
24 
UNITED STATES DISTRICT JUDGE
25 Dated: October 17, 2016.

26 *Attorneys for Plaintiffs*

1 Dated: October 11, 2016

GIBSON, DUNN & CRUTCHER LLP

2 By:

3 /s/ Sarah Zenewicz, Esq.

4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
Theodore J. Boutros, Jr., Esq.
Catherine A. Conway, Esq.
Jesse A. Cripps, Esq.
Sarah Zenewicz, Esq.
333 South Grand Avenue
Los Angeles, CA 90071-3197

Attorneys for Defendants Bloomin' Brands,
Inc.; OSI Restaurant Partners, LLC; Outback
Steakhouse of Florida, LLC; OS Restaurant
Services, LLC

ORDER

The parties so stipulating and good cause appearing,

IT IS SO ORDERED.

Dated: _____

UNITED STATES DISTRICT COURT JUDGE