

1 On December 12, 2018, the Court entered its Order Granting Motion for Approval of Class
2 Action Settlement Agreement and Release. (ECF No. 345.) In that Order, the Court implemented
3 a schedule for the claims administration procedure. (*Id.*) The Court also ordered that the parties
4 file their Joint Motion by March 27, 2019. (*Id.* at pgs. 4-6.) The Court scheduled the final fairness
5 hearing for April 8, 2019, at 10:00 a.m. (*Id.* at pg. 5.)

6 Due to some unforeseen delays in finalizing the Class Member’s last known addresses and
7 data to determine the Class Member’s pro rata share of the Net Settlement Fund, Simpluris, Inc.,
8 settlement claims administrator, (“Simpluris”) mailed the Notice Packet on January 24, 2019.
9 Class Members had up to and including March 25, 2019 to submit their Claim Forms.

10 Plaintiff’s counsel has prepared a preliminary draft of the Parties’ Joint Motion for Final
11 Approval. Defendant’s counsel is in the process of reviewing the draft Joint Motion for additional
12 comments. Additionally, the Parties are awaiting final return numbers from Simpluris including
13 number of valid claim forms, whether any objections were received, and Simpluris’ calculations
14 regarding how much of the Net Settlement Fund each claimant is entitled to receive. This
15 information, along with the final break down of attorneys’ fees, costs, third-party administration
16 costs, and class representative enhancement award, will be included in the Joint Motion for the
17 Court’s review.

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1 Therefore, the parties request that the Court grant them an extension up to and including
2 April 1, 2019, to file the Joint Motion. Additionally, the parties request that the Court keep the
3 final fairness hearing on calendar for April 8, 2019, at 10:00 a.m.

4 Dated: Wednesday, March 27, 2019.

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5 REMPFER MOTT LUNDY, PLLC

OGLETREE, DEAKINS, NASH, SMOAK & STEWART, P.C.

6

7 /s/ Joseph N. Mott

/s/ Dana B. Salmonson

8 Joseph N. Mott

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9 Nevada Bar No. 12455

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11 Nevada Bar No. 14235

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12 Attorneys for Plaintiff

Attorneys for Defendant

13 **CHARLES GRAHL**

CIRCLE K STORES, INC.

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ORDER

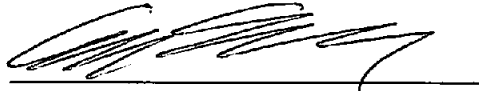
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IT IS SO ORDERED. ⁺¹

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Dated: March 27, 2019.

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U.S. MAGISTRATE JUDGE

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