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Attorneys for Defendant

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

MICHAEL FALLINE on behalf of himself
and all others similarly situated,

Plaintiff

v.

CORECIVIC OF TENNESSEE, LLC; and
DOES 1-50,

Defendant

Case No.: 2:21-cv-01802-CDS-BNW

**JOINT STATUS REPORT AND
STIPULATION TO CONTINUE
FINAL APPROVAL AND FAIRNESS
HEARING AND ORDER THEREON**

FIRST REQUEST

ANTHONY TURNER on behalf of himself
and all others similarly situated,

Plaintiff

v.

CORECIVIC OF TENNESSEE, LLC; and
DOES 1-50,

Defendant

The Parties in this case, Plaintiff MICHAEL FALLINE (“Plaintiff Falline”) by and through his counsel of record, HODGES & FOTY LLP, THE LAZZARO LAW FIRM, LLC, and NILGES DRAHER LLC, along with Plaintiff ANTHONY TURNER (“Plaintiff Turner”) by and through his counsel of record, THIERMAN BUCK, LLP, and Defendant CORECIVIC OF TENNESSEE, LLC (“CoreCivic”), by and through its counsel of record, LITTLER MENDELSON, P.C., hereby request and stipulate to a continuance of the November 14, 2023 Final Approval and Fairness Hearing to January 2024 or shortly thereafter. This is the Parties’ first request to continue this Final Approval and Fairness Hearing.

Notice and Claim Forms were mailed to eligible settlement participants on September 14, 2023. Pursuant to the terms of the Parties’ Settlement Agreement (ECF No. 47-1) and the Court’s

Order Granting Plaintiffs’ Unopposed Motion for Approval of Settlement (ECF No. 51), the deadline for eligible settlement participants to submit valid Claim Forms (“Bar Date”) is sixty (60) days from the date of mailing, or November 13, 2023. As the Final Approval and Fairness Hearing is currently set to occur only one (1) day after the Bar Date (*see id.*), the Parties are requesting a short continuance to allow sufficient time for the Settlement Administrator to resolve any deficient submissions and provide a list of all Final Settlement Class Members. Pursuant to the Parties’ Settlement Agreement, the Settlement Administrator shall provide the list of all Final Settlement Class Members “[a]s soon as practicable following the Bar Date and the resolution of any deficient submissions.” *See* § 3.7 of the Parties’ Settlement Agreement, ECF No. 47-1. The resolution of any deficient submissions may take at least a month to resolve given the timeline for doing so contained in section 3.6 of the Parties Settlement Agreement (and the upcoming holiday season).

In addition to resolving any deficient submissions, the proposed continuance would also give the parties sufficient time thereafter to file a stipulation of dismissal before the Final Approval and Fairness Hearing – which, as contemplated by the Court during the August 15, 2023, hearing, the Court would “grant without hearing being necessary.” ECF No. 50.

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This Stipulation is made in good faith and not for the purposes of undue burden or delay.

IT IS SO STIPULATED:

Dated this 9th day of November 2023

Dated this 9th day of November 2023

THIERMAN BUCK, LLP

LITTLER MENDELSON, P.C.

/s/Joshua D. Buck

/s/Christian A. Angotti

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ORDER

IT IS HEREBY ORDERED that the parties' stipulation to continue the Final Approval and Fairness Hearing in the above captioned matter [ECF No. 52] **is granted**. The Final Approval and Fairness Hearing scheduled for November 14, 2023 is continued to January 16, 2024 at the hour of 1:00 p.m. in courtroom 6B.

Dated: November 13, 2023


UNITED STATES DISTRICT JUDGE