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THE HONORABLE ROBERT S. LASNIK

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON

KAREN TAVENNER, on behalf of herself
and others similarly situated,

Plaintiff,

vs.

THE TALON GROUP, A DIVISION OF
FIRST AMERICAN TITLE INSURANCE
COMPANY,

Defendant.

No. C09-1370 RSL

STIPULATION AND ORDER
REGARDING CLASS NOTICE
DEADLINES

Note on Motion Calendar: November 21,
2012

STIPULATION

The parties, through their attorneys, stipulate to entry of the proposed Order, submitted concurrently herewith, briefly extending the remaining class notice-related deadlines to permit finalization of the class notice mailing list. In support of this request, the parties represent the following to the Court:

1. Pursuant to the Court's Order Regarding Class Notice [Dkt. 130], the parties have negotiated the forms of notice, submitted them to the Court, and obtained the Court's approval [Dkt. 134]; Plaintiffs have retained and identified a class action notice administrator and summarized the information and functions that will be presented on the website [Dkt. 131]; and Defendant has produced data regarding potential class members.

1 2. In the process of conferring regarding the proposed class mailing list, the parties
2 have determined that supplemental data likely will be needed to finalize the list. Defendant is
3 further analyzing its data and, if necessary, will promptly produce a supplemental report to
4 Plaintiff.

5 3. Under the Order Regarding Class Notice [Dkt. 130], the deadline for Defendant to
6 file a motion objecting to the class notice list is November 26, 2012, and the deadline for
7 Plaintiff to mail notice is December 3, 2012.

8 4. In light of the parties' continuing efforts to reach agreement on the class notice
9 mailing list, the parties agree that the notice-related deadlines should be extended by a short
10 period of three weeks so that the mailing list can be finalized. The parties do not anticipate that
11 this brief extension will affect the discovery, dispositive motion, and trial-related deadlines that
12 were recently set, as this case is not scheduled for trial until October 7, 2013 [Dkt. 138].

13 5. Accordingly, the parties propose that the deadlines set forth in the Order Regarding
14 Class Notice be modified to require (a) Plaintiff to generate and provide to Defendant a
15 proposed mailing list by **December 10, 2012**; (b) Defendant to file any motion objecting to that
16 list by **December 17, 2012**; (c) Plaintiff to cause the approved notice to be mailed by first-class
17 mail and, where available, sent by email to members of the classes by **December 24, 2012**; (d)
18 Plaintiff to cause the approved publication notice to be published in the Seattle Times on one
19 weekend day between **December 24, 2012 and January 6, 2013**; and (e) Plaintiff to file a list of
20 all individuals who have opted out from one or more of the classes on or before **February 28,**
21 **2013.**

22 Stipulated to and jointly presented by:

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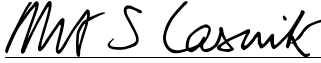
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ORDER

IT IS SO ORDERED.

The following deadlines are set: (a) Plaintiff to generate and provide to Defendant a proposed mailing list by ***December 10, 2012***; (b) Defendant to file any motion objecting to that list by ***December 17, 2012***; (c) Plaintiff to cause the approved notice to be mailed by first-class mail and, where available, sent by email to members of the classes by ***December 24, 2012***; (d) Plaintiff to cause the approved publication notice to be published in the Seattle Times on one weekend day between ***December 24, 2012 and January 6, 2013***; and (e) Plaintiff to file a list of all individuals who have opted out from one or more of the classes on or before ***February 28, 2013***.

Dated this 27th day of November, 2012.


HONORABLE ROBERT S. LASNIK
UNITED STATES DISTRICT JUDGE

Presented by:

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