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County of Santa Clara,  
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Case #16CV299769  
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1 MOLLIE BURKS (SBN: 222112)  
2 NICHOLAS A. DEMING (SBN: 287917)  
3 GORDON & REES SCULLY MANSUKHANI LLP  
4 275 Battery Street, Suite 2000  
5 San Francisco, CA 94111  
6 Telephone: (415) 986-5900  
7 Facsimile: (415) 986-8054  
8 mburks@grsm.com  
9 ndeming@grsm.com

10 Attorneys for Defendant  
11 GEORGE CHIALA FARMS, INC.

12 ERIC B. KINGSLEY, Esq. (SBN 185123)  
13 eric@kingsleykingsley.com  
14 LIANE KATZENSTEIN LY, Esq., (SBN 259230)  
15 lianc@kingsleykingsley.com  
16 ARI J. STILLER, Esq. (SBN 294676)  
17 ari@kingsleykingsley.com  
18 KINGSLEY & KINGSLEY, APC  
19 16133 Ventura Blvd., Suite 1200  
20 Encino, CA 91436  
21 (818) 990-8300, Fax (818) 990-2903

22 LAW OFFICES OF SAHAG MAJARIAN II  
23 Sahag Majarian II, Esq. SBN-146621  
24 18250 Ventura Blvd.  
25 Tarzana, CA 91356  
26 (818) 609-0807, Fax (818) 609-0892

27 Attorneys for Plaintiff and the Proposed Class

28  
SUPERIOR COURT OF CALIFORNIA  
COUNTY OF SANTA CLARA

MARTIN CHAVEZ an individual, on behalf  
of himself and others similarly situated,

Plaintiff,

vs.

GEORGE CHIALA FARMS, INC.; and  
DOES 1 thru 50, inclusive,

Defendants.

CASE NO. 16CV299769

[Case Assigned for All Purposes to Hon.  
Brian C. Walsh, Dept. 1, Complex]

**STIPULATION AND ~~PROPOSED~~  
ORDER REQUESTING AMENDED  
NOTICE TO CLASS**

Complaint Filed: September 9, 2016

1 Plaintiff Martin Chavez ("Plaintiff") and Defendant George Chiala Farms, Inc.  
2 ("Defendant") (collectively, "Parties"), by and through their respective counsel of record, hereby  
3 submit the following Stipulation:

4 WHEREAS, the Parties attended early mediation in this matter on July 21, 2017 with  
5 mediator Lisa Klerman;

6 WHEREAS, following the mediation, the Parties were able to reach a resolution on a  
7 class-wide basis, negotiated, and agreed upon the key terms of the Joint Stipulation of Settlement  
8 and Release to Settle Class Action (the "Settlement Agreement");

9 WHEREAS, Plaintiff filed an unopposed Motion for Preliminary Approval of Class  
10 Settlement ("Motion"), which the Court set for hearing on March 23, 2018;

11 WHEREAS, on March 23, 2018, the Court issued an Order granting the Motion which  
12 set the Final Approval Hearing for July 6, 2018 at 9:00 a.m.;

13 WHEREAS, per the Settlement Agreement, within twenty-one (21) days of the Court's  
14 Order, Defendant agreed to provide the third party claims administrator, CPT Group, with a list  
15 of the Class Members, including identifying information and total weeks employed during the  
16 Class Period;

17 WHEREAS, Defendant has been working diligently to gather the necessary data for the  
18 class list, but compiling the data and creating the class list is taking longer than anticipated;

19 WHEREAS, the delay has necessitated that the Notice be modified to permit Class  
20 Members to have the full forty five (45) days to respond;

21 WHEREAS, the Parties have identified July 27, 2018, as a date when this Court is  
22 available to hear the Motion for Final Approval of the Class Action Settlement;

23 ///

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25 ///

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27 ///

WHEREAS, the Parties Stipulate as follows:

the Notice will be mailed on May 18, 2018; and

the claims process will be completed forty five (45) days thereafter;

the Notice will be modified to reflect the corresponding dates.

Dated: April 27, 2018

GORDON & REES SCULLY  
MANSUKHANI LLP

By: 

Mollie M. Burks  
Nicholas A. Deming  
Attorneys for Defendant  
REVEL SYSTEMS, INC.

Dated: April 27, 2018


KINGSLEY & KINGSLEY

By: 

Eric Kingsley  
Liane Katzenstein Ly  
Attorneys for Plaintiffs

IT IS SO ORDERED.

Dated: 4-30-18

  
Hon. Judge Brian C. Walsh  
JUDGE OF THE SUPERIOR COURT