

1 **EMPLOYMENT LAWYERS GROUP**
2 KARL GERBER (SBN 166003)
3 13418 VENTURA BLVD.
4 SHERMAN OAKS, CA. 91423
5 TELEPHONE: (818) 783-7300
6 FACSIMILE: (818) 995-7159

7
8 ATTORNEY FOR PLAINTIFFS, ROBERT AGUIRRE, IRVING BELTRAN, JAKE BEREND,
9 RONALD BEREND, KEITH BISPO

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12 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
13 **FOR THE COUNTY OF LOS ANGELES**
14

15 ROBERT AGUIRRE, IRVING BELTRAN,)
16 JAKE BEREND, RONALD BEREND,)
17 KEITH BISPO)

18 Plaintiffs,

19 vs.

20 MIDWEST ENVIRONMENTAL
21 CONTROL, INC.; ET. AL.

22 Defendants

CASE NO. JCCP 4797

AMENDMENT TO JOINT STIPULATION OF
CLASS ACTION SETTLEMENT AND
RELEASE

DATE: 6-7-17
TIME: 11:00 A.M.
DEPT: 310

23 IT IS HEREBY STIPULATED AND AGREED by and between Class Counsel and Midwest
24 Environmental Control, Inc. and MEC, Inc. as follows:

25 1. Paragraph 3.7.11 of the originally executed stipulation expressly allows Class Counsel,
26 on behalf of the class representatives, to enter into modifications of or amendments to the original
27 Joint Stipulation of Class Action Settlement and Release previously filed in this court.

28 2. The Joint Stipulation of Class Action Settlement and Release filed as Exhibit 1 to Karl
Gerber's Declaration in Support of Preliminary Certification of a Settlement Class is modified as
follows:

1 a. Settlement proceed funds shall escheat to the Labor Workforce Development Agency in
2 the name of any class member who fails to negotiate any settlement proceeds check within 180 days
3 of the check being mailed by CPT, Group, Inc.

4 b. Paragraph 2.1.5. on page 18 line 4 of the Joint Stipulation of Class Action Settlement and
5 release states, "Thirty (30) calendar days" which is hereby changed at that location only to
6 "Fourteen (14) calendar days."

7 c. Paragraph 1.5 page 7 line 18 of the Joint Stipulation of Class Action Settlement and
8 release uses the term, "Class Member Payout Fund" which should have been and is hereby
9 substituted to mean, "Gross Settlement Fund."

10 d. The amount of time for class members to opt-out or object is hereby changed from 30
11 days to 60 days where 30 days is mentioned in the Joint Stipulation of Class Action Settlement and
12 Release.


13 3. The terms of the Joint Stipulation of Class Action Settlement and Release remain in force
14 and effect to the extent they are not inconsistent with the terms in this stipulation which shall then
15 supercede the inconsistent terms of the Joint Stipulation of Class Action Settlement and Release
16 filed as Exhibit 1 to Gerber's initial declaration in support of preliminary certification for settlement
17 purposes.

18
19 SO STIPULATED:

20
21 Dated:


22 MAY 10 2017

EMPLOYMENT LAWYERS GROUP

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24 
KARL GERBER, FOR PLAINTIFFS

25 Dated:

26 5-10-17

27 
28 FOR MIDWEST ENVIRONMENTAL
CONTROL, INC. and MEC, INC.