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FILED
MAR 09 2018
YAKIMA COUNTY CLERK

THE HONORABLE MICHAEL G. McCARTHY
FOR EX PARTE PRESENTATION

**SUPERIOR COURT OF THE STATE OF WASHINGTON
COUNTY OF YAKIMA**

Argelio Vargas Lopez, individually and on
behalf of all others similarly situated,

Plaintiff,

v.

Taylor Orchards, LLC, a Washington
Corporation,

Defendant.

CASE NO.: 17-2-00468-39

**STIPULATED REVISED [PROPOSED]
ORDER GRANTING PRELIMINARY
APPROVAL TO THE PARTIES' CLASS
ACTION SETTLEMENT *NUNC PRO
TUNC***

REVISED PRELIMINARY APPROVAL ORDER *NUNC PRO TUNC*

WHEREAS, on February 22, 2018, the Court entered an Order (1) Granting conditional certification of the Settlement Class and preliminary approval of the parties' class action settlement in the above-captioned case; (2) Approving the parties' proposed Class Notice and Claim Form; (3) Appointing a settlement administrator to distribute the Class Notice and Claim Form to the Class; and (4) scheduling a final approval hearing (the "Preliminary Approval Order");

STIPULATED REVISED [PROPOSED]
ORDER GRANTING PRELIMINARY APPROVAL
NUNC PRO TUNC

INDIA LIN BODIEN, ATTORNEY AT LAW
2522 N. PROCTOR ST. #387, TACOMA, WA 98406
PH: (253) 212-7913/ F: (253) 276-0081

1 WHEREAS, the Preliminary Approval Order references the Final Approval Hearing at
2 paragraph 10;

3 WHEREAS, the court granted approval of the terms of the Settlement Agreement (*see*
4 paragraph 2 of the Preliminary Approval Order) but did not specify a Final Approval Hearing
5 date and time;

6 WHEREAS, the named Plaintiff and Defendant ("the Parties") agree that the Preliminary
7 Approval Order should be amended at line 10 to set a Final Approval Hearing date on October
8 12, 2018 at 9:30AM;

9 WHEREAS, the Parties respectfully request the Court amend the Preliminary Approval
10 Order to reflect that the Final Approval Hearing will be set for October 12, 2018 at 9:30AM;

11 WHEREAS, all other terms of the Court's Preliminary Approval Order, shall remain in
12 full force and effect;

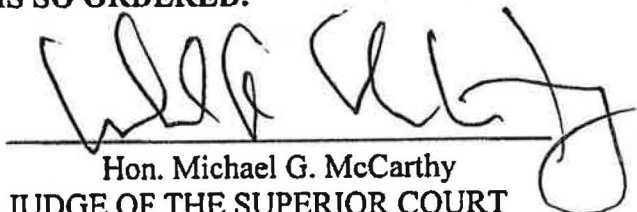
13 NOW THEREFORE, the Court hereby amends its prior order of February 22, 2018
14 granting preliminary approval *nunc pro tunc* to make clear that (1) the Final Approval Hearing is
15 set for October 12, 2018 at 9:30AM; and (2) that all other terms and conditions of the Court's
16 prior Order shall remain in full force and effect. Except as modified by this revised Order
17 granting preliminary approval to the parties' class action settlement *nunc pro tunc*, the Court
18 instructs the parties and the administrator to carry out the class notice distribution process in
19 accordance with the parties' Settlement Agreement, the Court's prior Order and this revised
20 Order.
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22 IT IS SO ORDERED.
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IT IS SO ORDERED.

DATED: March 9, 2018


Hon. Michael G. McCarthy
JUDGE OF THE SUPERIOR COURT

Dated: March 5, 2018

INDIA LIN BODIEN, ATTORNEY AT LAW
ACKERMANN & TILAJEF, P.C.

By: 

India Lin Bodien, Esq.

*Craig Ackermann, Esq.

*Tatiana Hernandez, Esq.

Attorneys for Plaintiff

*Admitted Pro Hac Vice

Dated: March 5, 2018

JEFFERS, DANIELSON, SONN & AYLWARD, P.S.

By: 


Clay M. Gaytens, Esq.

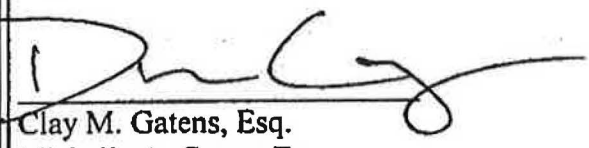
Michelle A. Green, Esq.

Devon A. Gray, Esq.

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Presented by:


India Lin Bodien, Esq.
Attorney for Plaintiff


Clay M. Gatens, Esq.
Michelle A. Green, Esq.
Devon A. Gray, Esq.
Attorneys for Defendant