

1 BLUMENTHAL NORDREHAUG BHOWMIK DE  
2 BLOUW LLP  
3 Norman B. Blumenthal (S.B. #068687)  
4 Kyle R. Nordrehaug (S.B. #205975)  
5 Charlotte E. James (S.B. #308441)  
6 2255 Calle Clara  
7 La Jolla, CA 92037  
8 Telephone: (858)551-1223  
9 Facsimile: (858) 551-1232

10 Attorneys for Plaintiff Ella Brown

11 [Additional counsel listed on following page]

12 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
13 **IN AND FOR THE COUNTY OF SAN DIEGO**

14 **IN RE UNITED AIRLINES WAGE AND**  
15 **16 HOUR CASES**

17 Included Actions:

18 ELLA BROWN v. UNITED AIRLINES, INC.,  
19 San Diego County Superior Court  
20 Case No. 37-2019-00008533-CU-OR-CTL  
(Lead Case) (filed on February 14, 2019)

21 ROBINSON v. UNITED AIRLINES, INC.  
22 Alameda County Superior Court  
23 Case No. RG19014578  
(Filed on April 11, 2019)

24 SANTOS v. UNITED AIRLINES, INC.  
25 San Francisco County Superior Court  
26 Case No. CGC-20-585926

27 SANTOS v. UNITED AIRLINES, INC.  
28 San Francisco County Superior Court  
Case No. CGC-20-587208

**ELECTRONICALLY FILED**  
Superior Court of California,  
County of San Diego  
**10/30/2023** at 12:38:00 PM  
Clerk of the Superior Court  
By Melissa Reyes, Deputy Clerk

Case No. JCCP 5187

**JOINT STIPULATION AND**  
**~~PROPOSED~~ ORDER TO MODIFY**  
**SETTLEMENT AND FINAL**  
**APPROVAL SCHEDULE**

Judge: Hon. Katherine Bacal  
Department: 69

1 Michael Nourmand, Esq.  
James A. De Sario, Esq.  
2 THE NOURMAND LAW FIRM, APC  
8822 West Olympic Boulevard  
3 Beverly Hills, CA 90211  
T. (310) 553-3600; F. (310) 553-3603  
4  
Attorneys for Plaintiff Roland E. Robinson  
5

6 Laurence D. King, Esq.  
Matthew B. George, Esq.  
7 Kaplan Fox & Kilsheimer LLP  
1999 Harrison Street, Suite 1560  
8 Oakland, California 94612  
T: 415.772.4700; F: 415.772.4707  
9  
Attorneys for Plaintiff Samuel Umanzor  
10

11 James R. Hawkins, Esq.  
Christina M. Lucio, Esq.  
12 JAMES HAWKINS APLC  
9880 Research Drive, Suite 200  
13 Irvine, CA 92618  
T: 415.772.4700; F: 415.772.4707  
14  
Attorneys for Plaintiff Carlos Santos  
15

16 ROBERT A. SIEGEL (S.B. #64604)  
rsiegel@omm.com  
17 O'MELVENY & MYERS LLP  
400 South Hope Street, 18th Floor  
18 Los Angeles, CA 90071-2899  
Telephone: 213-430-6000  
19 Facsimile: 213-430-6407

20 ADAM P. KOHSWEENEY (S.B. #229983)  
akohsweeney@omm.com  
21 KRISTIN M. MACDONNELL (S.B. #307124)  
kmacdonnell@omm.com  
22 O'MELVENY & MYERS LLP  
Two Embarcadero Center  
23 28<sup>th</sup> Floor  
San Francisco, California 94111-3823  
24 Telephone: +1 415 984 8700  
Facsimile: +1 415 984 8701  
25

26 Attorneys for Defendant  
United Airlines, Inc.  
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28

1 Plaintiffs Ella Brown, Roland E. Robinson, Samuel Umanzor, and Carlos Santos,  
2 individually and as class representatives (collectively, “Plaintiffs”) and Defendant United  
3 Airlines, Inc. (“United”) (collectively referred to as the “Parties”), by and through their counsel of  
4 record, hereby stipulate and agree to the following:

5 WHEREAS, by Order dated August 4, 2023, the Court granted Plaintiff’s Motion for  
6 Preliminary Approval and ordered the Settling Class certified for settlement purposes, and set a  
7 Final Approval Hearing for December 8, 2023;

8 WHEREAS, in preparation of the Class Data for the mailing of the Class Notice, some  
9 unexpected delays arose which necessitate a new schedule for final approval and identified a need  
10 to clarify the definition of the FCRA Subclass to better reflect the Parties intention in the Class  
11 Action and PAGA Settlement Agreement (“Agreement”);

12 WHEREAS, Plaintiffs have reserved a new hearing date of April 5, 2024 at 11:00 a.m. for  
13 the Final Approval Hearing.;

14 WHEREAS, Paragraph 64 provides that the Agreement, and its terms and Exhibits, may  
15 be modified by a writing signed by all counsel of record for the Parties and approved by the  
16 Court;

17 WHEREAS, the Parties agree that the definition of the FCRA Subclass in the Agreement  
18 and the Order dated August 4, 2023 should be modified to the following:

19 FCRA Subclass: All individuals who are or previously were employed by United in  
20 California and classified as a nonexempt Fleet Service Employees or Passenger Service  
21 Employees who, as a condition of employment, were required to submit to one or  
22 more background checks and/or consumer reports at any time during the period August  
23 12, 2015, to March 31, 2023

24  
25 NOW THEREFORE, the Parties agree and stipulate as follows:

- 26 1. The Final Approval Hearing shall be continued to April 5, 2024 at 11:00 a.m.  
27 2. The definition of the FCRA Subclass in the Agreement and the Order dated August 4,  
28 2023 should be modified to the following:

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FCRA Subclass: All individuals who are or previously were employed by United in California and classified as a nonexempt Fleet Service Employees or Passenger Service Employees who, as a condition of employment, were required to submit to one or more background checks and/or consumer reports at any time during the period August 12, 2015, to March 31, 2023

3. The Settlement Class Notice attached as Exhibit B to the Agreement shall be modified to conform to the above.

**IT IS SO STIPULATED.**

Dated: October 30, 2023

O'MELVENY & MYERS LLP

By: Adam P. KohSweeney  
Adam P. KohSweeney  
Attorneys for Defendant  
United Airlines, Inc.

Dated: October 30, 2023

BLUMENTHAL NORDREHAUG  
BHOWMIK DE BLOWW LLP

By: Kyle Nordrehaug  
Kyle Nordrehaug  
Attorneys for Plaintiff  
Ella Brown

Dated: October 30, 2023

THE NOURMAND LAW FIRM, APC

By: Michael Nourmand  
Michael Nourmand  
Attorneys for Plaintiff  
Roland E. Robinson

Dated: October 30, 2023

KAPLAN FOX & KILSHEIMER LLP

By: Matthew B. George  
Matthew B. George

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Attorneys for Plaintiff  
Samuel Umanzor

Dated: October 30, 2023

JAMES HAWKINS APLC

By: Christina M. Lucio  
James R. Hawkins  
Christina M. Lucio  
Attorneys for Plaintiff  
Carlos Santos

1 **PROPOSED** ORDER

2 Based upon the Parties' stipulation and good cause appearing therefor, the Court orders as  
3 follows:

- 4
- 5 1. The Final Approval Hearing shall be continued to April 5, 2024 at ~~11:00 a.m.~~ <sup>1:30 p.m.</sup>
- 6 2. The definition of the FCRA Subclass in the Agreement and the Order dated August 4,  
7 2023 should be modified to the following:
- 8 FCRA Subclass: All individuals who are or previously were employed by United in  
9 California and classified as a nonexempt Fleet Service Employees or Passenger  
10 Service Employees who, as a condition of employment, were required to submit to one  
11 or more background checks and/or consumer reports at any time during the period  
12 August 12, 2015, to March 31, 2023
- 13 3. The Settlement Class Notice attached as Exhibit B to the Agreement shall be modified  
14 to conform to the above.

15 **IT IS SO ORDERED.**

16

17 Dated: 11/3/23

18 By: 

The Honorable Katherine Bacal  
San Diego Superior Court Judge