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Plaintiff VICTOR MUNOZ

7
8 IN THE UNITED STATES DISTRICT COURT

9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 VICTOR MUNOZ, on behalf of himself and
all others similarly situated,

11 Plaintiff,

12 v.

13 BIG BUS TOURS LIMITED; OPEN TOP
14 SIGHTSEEING SAN FRANCISCO, LLC; and
DOES 1-20,

15 Defendants.
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Civil Case No. 3:18-cv-05761-SK

**ORDER GRANTING PLAINTIFF'S
RENEWED MOTION FOR
PRELIMINARY APPROVAL OF CLASS
SETTLEMENT**

The Honorable Sallie Kim

1 Upon consideration of Plaintiff's Motion for Preliminary Approval of Class Settlement
2 ("Motion") and the filings relating thereto, the Court GRANTS Plaintiff's Motion and ORDERS
3 as follows, pursuant to the Fair Labor Standards Act ("FLSA"), 29 U.S.C. § 216(b), and Rule
4 23(c) and (e) of the Federal Rules of Civil Procedure ("Rule 23"):

5 1. The Stipulation Re: Class Action Settlement & Release ("Settlement Agreement")
6 is preliminarily approved, and its definitions are incorporated by reference.

7 2. The Class as defined in the Settlement Agreement is certified for settlement
8 purposes only pursuant to Federal Rules of Civil Procedure 23 and 29 U.S.C. § 216(b).

9 3. Class Counsel, Steven G. Tidrick, Esq. and Joel Young, Esq. of The Tidrick Law
10 Firm, are appointed as Settlement Class Counsel, and Plaintiff Victor Munoz is appointed as the
11 Settlement Class Representative.

12 4. CPT Group, Inc. is appointed as the settlement administrator. The settlement
13 administrator is directed to distribute to the class the notice pursuant to the procedures set forth in
14 the Settlement Agreement. The Court approves the notice filed with the Court.

15 5. The deadline for objections shall be sixty (60) calendar days from the date the
16 Notices are mailed, and that if the 60th day falls on a Sunday or court holiday, the deadline shall
17 be the next business day that is not a Sunday or court holiday.

18 6. The deadline for opting out of the settlement shall be sixty (60) calendar days from
19 the date the Notices are mailed, and that if the 60th day falls on a Sunday or court holiday, the
20 deadline shall be the next business day that is not a Sunday or court holiday.

21 7. The deadline for Plaintiff to file the motion for service award, and for attorneys'
22 fees and costs, shall be fourteen (14) days before the deadline for objections.

23 8. The deadline for Plaintiff to file the motion for final approval of the settlement
24 agreement shall be December 30, 2019 (a date approximately 112 days following the preliminary
25 approval of the settlement agreement).

26 9. The final approval hearing shall be on February 3, 2020, at 9:30 a.m. (a date
27 approximately 147 days following the preliminary approval of the settlement agreement), in the
28 United States District Court for the Northern District of California, the Honorable Sallie Kim

1 presiding.

2 10. The settlement is deemed filed as of the date of preliminary approval for purposes
3 of providing notice to the appropriate officials pursuant to 28 U.S.C. § 1715.

4 **IT IS SO ORDERED.**

5 DATE: September 5, 2019



The Honorable Sallie Kim
United States District Court