

1 YESENIA GALLEGOS (SBN 231852)  
ygallegos@mwe.com  
2 BRIAN CASILLAS (SBN 303528)  
bcasillas@mwe.com  
3 ARIEL BEVERLY (SBN 324656)  
abeverly@mwe.com  
4 **McDERMOTT WILL & EMERY LLP** 2049  
Century Park East, Suite 3200  
5 Los Angeles, California 90067-3206  
Telephone: (310) 277-4110  
6 Facsimile: (310) 277-4730

7 Attorneys for Defendant  
Sierra Nevada Brewing Co.

8  
9 DOUGLAS HAN (SBN 232858)  
dhan@justicelawcorp.com  
10 SHUNT TATAVOS-GHARAJEH (SBN 272164)  
statavos@justicelawcorp.com  
11 **JUSTICE LAW CORPORATION**  
751 N. Fair Oaks Avenue, Suite 101  
12 Pasadena, California 91103  
Telephone: (818) 230-7502  
13 Facsimile: (818) 230-7259

14 Attorneys for Plaintiff  
15 Anthony Penca and Christopher Davidson

16 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

17 **COUNTY OF BUTTE**

18 ANTHONY PENCA, individually, and on  
19 behalf of other members of the general  
20 public similarly situated,

21 Plaintiffs,

22 v.

23 SIERRA NEVADA BREWING CO., a  
California corporation; and DOES 1 through  
24 100, inclusive,

25 Defendant.  
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27  
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CASE NO. 21CV02883

Assigned to: Honorable Tamara L. Mosbarger  
Department 1

**JOINT STIPULATION TO CONTINUE  
FINAL APPROVAL HEARING AND  
CLASS SETTLEMENT  
ADMINISTRATION DEADLINES**

Complaint Filed: November 24, 2021

**JOINT STIPULATION**

Plaintiffs Anthony Penca and Christopher Davidson (collectively, “Plaintiffs”) and Defendant Sierra Nevada Brewing Co. (“Defendant”) (Plaintiff and Defendant are collectively referred to herein as the “Parties”), by and through their counsel of record, hereby agree and stipulate as follows:

WHEREAS, on December 20, 2022 the Parties entered an enforceable and binding agreement to resolve all class and representative claims set forth in Plaintiffs’ operative complaint (“Settlement Agreement”);

WHEREAS, the Parties Settlement Agreement delineated the terms of settlement and relevant class settlement administration deadlines;

WHEREAS, on February 1, 2023, the Court Preliminarily Approved the terms of the Settlement Agreement and settlement administration deadlines contained therein, including the timeline for Defendant to produce certain class data and information to the Settlement Administrator and the Settlement Administrator’s distribution of the Notice of Class Action and PAGA Settlement and Election Not to Participate In Class Action Settlement (“Class Notice”) to putative class members;

WHEREAS, on February 22, 2023, in accordance with the terms of the Settlement Agreement, Defendant produced agreed upon data and information related to the putative class to the Settlement Administrator;

WHEREAS, on March 6, 2023, Defendant learned of a data discrepancy and sought additional time to audit its files to ensure all putative class members were included on the putative class list prior to the mailing of the Class Notice; and

WHEREAS, on March 8, 2023, Plaintiffs and Defendants agreed to continue all settlement administration deadlines by thirty (30) days and continue the Hearing on Plaintiffs’ Final Approval Motion from May 31, 2023 date to July 7, 2023 or a date thereafter mutually convenient for the Court and the Parties.

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1 NOW THEREFORE, IT IS HEREBY STIPULATED, by and between Plaintiffs and  
2 Defendant, through their attorneys of record, as follows:

- 3 1. Defendant will provide updated class data and information to the Settlement  
4 Administrator by March 24, 2023;  
5 2. Class Notice packets will be distributed by the Settlement Administrator on March 30,  
6 2023; and  
7 3. The hearing on Plaintiff's Motion for Final Approval shall be continued to July 7, 2023  
8 or as soon thereafter as soon thereafter as the Court is available.  
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10 **IT IS SO STIPULATED.**


11 Dated: March 17, 2023

**MCDERMOTT WILL & EMERY LLP**

12 By: /s/ Ariel Beverly  
13 YESENIA GALLEGOS  
14 BRIAN CASILLAS  
15 ARIEL BEVERLY  
16 Attorneys for Defendant  
17 SIERRA NEVADA BREWING CO.

18 Dated: March 17, 2023

**JUSTICE LAW CORPORATION**

19 By:   
20 DOUGLAS HAN  
21 SHUNT TATAVOS-GHARAJEH  
22 Attorneys for Plaintiffs  
23 ANTHONY PENCA and CHRISTOPHER  
24 DAVIDSON  
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