

BY FAX

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Raul Perez (SBN 174687)
Raul.Perez@capstonelawyers.com
Bevin Allen Pike (SBN 221936)
Bevin.Pike@capstonelawyers.com
Daniel Jonathan (SBN 262209)
Daniel.Jonathan@capstonelawyers.com
Trisha K. Monesi (SBN 303512)
Trisha.Monesi@capstonelawyers.com
Capstone Law APC
1875 Century Park East, Suite 1000
Los Angeles, California 90067
Telephone: (310) 556-4811
Facsimile: (310) 943-0396

Attorneys for Michael Scott and Hugh Henley

FILED / ENDORSED
DEC 14 2022
By T. Shaddix, Deputy Clerk

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SACRAMENTO

MICHAEL SCOTT, and HUGH HENLEY,
individually, and on behalf of other members of
the general public similarly situated,

Plaintiff,

vs.

GOODWILL INDUSTRIES OF
SACRAMENTO VALLEY & NORTHERN
NEVADA, INC., a California corporation; and
DOES 1 through 10, inclusive,

Defendants.

Case No.: 34-2017-00219819-CU-OE-GDS

Assigned to the Hon. Shama H. Mesiwala

**JOINT STIPULATION TO AMEND THE
SCHEDULE FOR SETTLEMENT
ADMINISTRATION; [PROPOSED] ORDER
RE AMENDED SCHEDULE FOR
SETTLEMENT ADMINISTRATION**



1 This Joint Stipulation is made and entered into by and between Plaintiffs Michael Scott and
2 Hugh Henley ("Plaintiffs"), by and through their respective counsel of record, and Defendant Goodwill
3 Industries of Sacramento Valley & Northern Nevada, Inc. ("Defendant") (collectively with Plaintiffs, the
4 "Parties"), by and through its counsel of record.

5 **WHEREAS**, on September 23, 2021, the Court granted preliminary approval of the Parties'
6 class action settlement (the "Settlement"). The Court conditionally certified a Settlement Class
7 comprised of: All persons who worked for Defendant as a non-exempt, hourly employee in California at
8 any time from September 27, 2013 to: (i) the date of preliminary approval, or (ii) sixty days from the date
9 of mediation, or (iii) the date on which the total number of weeks worked by all Class Members was no
10 greater than 450,000, whichever of the three occurs first.

11 **WHEREAS**, the Order Granting Preliminary Approval of Class Action Settlement ("Order")
12 directed Defendant to produce the Class List within 20 calendar days after entry of the Order.

13 **WHEREAS**, Defendant encountered certain administrative difficulties compiling the Class List.
14 Specifically, Defendant had to request W2 information from its payroll company, ADP, LLC, to provide
15 part of the information required for the Class List, such as each Class Member's Social Security Number.
16 Defendant also required the settlement administrator, CPT Group, Inc., to extract the information from
17 Class Members' W2s and correlate that with the information already provided in the Class List. This
18 process took several months to complete.

19 **WHEREAS**, CPT has now finished correlating all the information for the Class List, and the
20 Notice of Class Action Settlement is now ready to be mailed to Class Members, defined as: All persons
21 who worked for Defendant as a non-exempt, hourly employee in California at any time from September
22 27, 2013 to May 20, 2019 (i.e., May 20, 2019 is the date on which the the total number of weeks worked
23 by all Class Members was no greater than 450,000).

24 **NOW THEREFORE, IT IS HEREBY STIPULATED** by the Parties, through their counsel
25 of record, as follows: The following proposed dates shall govern for purposes of settlement:


Date	Event
December 30, 2022	Last day for the Settlement Administrator to mail Notice Packets to all Class Members.

Date	Event
January 30, 2023 (or not later than 30 calendar days after the Settlement Administrator mails the Notice Packets, if later)	Last day for Class Members to submit Requests for Exclusion or Objections to the Settlement.
February 24, 2023	Last day for Plaintiffs to file the Motion for Final Approval of Class Action Settlement and Motion for Attorneys' Fees, Costs, and Class Representative Enhancement Payments.
March 21, 2023 at 1:30 p.m.	Hearing on Motion for Final Approval of Class Action Settlement and Motion for Attorneys' Fees, Costs, and Class Representative Enhancement Payments.

IT IS SO STIPULATED.


CAPSTONE LAW APC

Dated: December 9, 2022

By: 
 Bevin Allen Pike
 Attorneys for Plaintiff Michael Scott and Hugh Henley

PALMER KAZANJIAN WOHL HODSON LLP

Dated: Dec. 9 2022

By: 
 Larry Kazanjian
 Attorneys for Defendant Goodwill Industries of Sacramento Valley & Northern Nevada, Inc.

[PROPOSED] ORDER

Based on the Parties' stipulation, and **GOOD CAUSE** having been shown, the following dates shall govern for purposes of this Settlement:

- The Court certifies a Settlement Class comprised of: All persons who worked for Defendant as a non-exempt, hourly employee in California at any time from September 27, 2013 to May 20, 2019.
- The following dates shall govern for purposes of this Settlement:

Date	Event
December 30, 2022	Last day for the Settlement Administrator to mail Notice Packets to all Class Members.

Date	Event
January 30, 2023 (or not later than 30 calendar days after the Settlement Administrator mails the Notice Packets, if later)	Last day for Class Members to submit Requests for Exclusion or Objections to the Settlement.
February 24, 2023	Last day for Plaintiffs to file the Motion for Final Approval of Class Action Settlement and Motion for Attorneys' Fees, Costs, and Class Representative Enhancement Payments.
March 21 24, 2023 at 1:30 p.m. 9:00 AM	Hearing on Motion for Final Approval of Class Action Settlement and Motion for Attorneys' Fees, Costs, and Class Representative Enhancement Payments.

IT IS SO ORDERED.

Dated: 12/14/22

JILL H. TALLEY

Hon. JILL H. TALLEY
Sacramento County Superior Court Judge

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

PROOF OF SERVICE

I am employed in the State of California, County of Los Angeles. I am over the age of 18 and not a party to the within suit; my business address is 1875 Century Park East, Suite 1000 Los Angeles, California 90067.

On **December 9, 2022**, I served the document described as: **JOINT STIPULATION TO AMEND THE SCHEDULE FOR SETTLEMENT ADMINISTRATION; [PROPOSED] ORDER RE AMENDED SCHEDULE FOR SETTLEMENT ADMINISTRATION** on the interested parties in this action by sending [] the original [or] [✓] a true copy thereof [✓] to interested parties as follows [or] [] as stated on the attached service list:

Christopher F. Wohl
cwohl@pkwhlaw.com
Larry Kazanjian
LKazanjian@pkwhlaw.com
PALMER KAZANJIAN WOHL HODSON LLP
2277 Fair Oaks Boulevard, Suite 455
Sacramento, CA 95825
Tel.: (916) 442-3552
Fax: (916) 640-1521

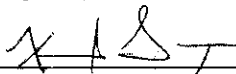
Attorneys for Defendant
GOODWILL INDUSTRIES OF
SACRAMENTO VALLEY and
NORTHERN NEVADA, INC.

- [] **BY MAIL (ENCLOSED IN A SEALED ENVELOPE):** I deposited the envelope(s) for mailing in the ordinary course of business at Los Angeles, California. I am “readily familiar” with this firm’s practice of collection and processing correspondence for mailing. Under that practice, sealed envelopes are deposited with the U.S. Postal Service that same day in the ordinary course of business with postage thereon fully prepaid at Los Angeles, California.
- [X] **BY E-MAIL:** I hereby certify that this document was served from Los Angeles, California, by e-mail delivery on the parties listed herein at their most recent known e-mail address or e-mail of record in this action.
- [] **BY FAX:** I hereby certify that this document was served from Los Angeles, California, by facsimile delivery on the parties listed herein at their most recent fax number of record in this action.
- [] **BY OVERNIGHT DELIVERY:** I am “readily familiar” with this firm’s practice of collection and processing correspondence for overnight delivery. Under that practice, overnight packages are enclosed in a sealed envelope with a packing slip attached thereto fully prepaid. The packages are picked up by the carrier at our offices or delivered by our office to a designated collection site.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on **December 9, 2022**, at Los Angeles, California.

Xochitl Tapia
Type/Print Name


Signature