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FILED
Superior Court of California
County of Alameda
03/18/2024
Clad Pike, Executive Officer / Clerk of the Court
By: Nicole Hall Deputy
N. Hall

7 Attorneys for Plaintiffs Nicole Lopes, Isaac Bobadilla,
and Brian Paradis

8 *Additional counsel on next page*

10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

11 **FOR THE COUNTY OF ALAMEDA – OAKLAND DIVISION**

12 NICOLE LOPES, individually and on behalf of
13 other members of the general public similarly
situated, and aggrieved employees,

14 Plaintiff,

15 vs.

16 KOHL'S DEPARTMENT STORES, INC., a
17 Delaware Corporation; and DOES 1 through 10,
inclusive,

18 Defendants.

19 ISAAC BOBADILLA and BRIAN PARADIS,
20 individually, and on behalf of other members of
the general public similarly situated,

21 Plaintiffs,

22 vs.

23 KOHL'S DEPARTMENT STORES, INC., a
24 California Corporation; and DOES 1 through 10,
inclusive,

25 Defendants.

Case No. RG08380189
Consolidated with: RG11597341

Assigned to the Hon. Noël Wise

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

Complaint Filed: April 4, 2008
Trial Date: Vacated

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1 This Joint Stipulation is made and entered into by and between Plaintiffs Nicole Lopes, Brian
2 Paradis, and Isaac Bobadilla (“Plaintiffs”), by and through their respective counsel of record, and
3 Defendant Kohl’s Department Stores, Inc. (“Kohl’s Department Stores, Inc.”) (collectively with
4 Plaintiffs, the “Parties”), by and through its counsel of record.

5 **WHEREAS**, on December 11, 2023, the Court granted preliminary approval of the Parties’
6 class action and PAGA settlement.

7 **WHEREAS**, Plaintiffs subsequently reserved April 19, 2024 at 9:00 a.m. for the hearing on the
8 Motion for Final Approval of Class Action and PAGA Settlement (“Final Approval Hearing”).

9 **WHEREAS**, the mailing of the Class Notice has been delayed due to certain data reconciliation
10 issues relating to the Class List. All issues have now been resolved, but the settlement administrator has
11 determined that there are more PAGA Members than originally estimated. Accordingly, the estimated
12 cost of settlement administration (i.e., the cost to print and mail the Class Notice to all Class Members,
13 and if final approval is granted, print and mail checks to Participating Class Members and PAGA
14 Members) has increased by approximately 20%.

15 **WHEREAS**, Class Notices are now ready to be mailed. However, since Class Members must
16 be given 45 days to opt out or object to the settlement, the Final Approval Hearing will need to be
17 continued.

18 **WHEREAS**, the Parties have met and conferred and have agreed to modify the schedule for
19 settlement administration and to continue the Final Approval Hearing. The Parties have also agreed to
20 seek approval of administration costs now estimated at \$330,000;

21 **NOW THEREFORE, IT IS HEREBY STIPULATED** by the Parties, through their
22 respective counsel of record, that the following proposed dates shall govern for purposes of settlement:

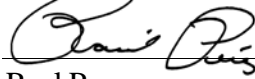
Date	Event
April 12, 2024	Last day for the Settlement Administrator to mail Class Notices to all Class Members.
May 27, 2024	Last day for Class-B Members to submit Requests for Exclusion, and last day for all Class Members to submit Objections to the Settlement.

Date	Event
No later than 16 court days prior to the Final Approval Hearing	Last day for Plaintiffs to file and serve the (1) Motion for Final Approval of Class Action Settlement and (2) Motion for Attorneys' Fees, Costs, and Class Representative Enhancement Payments.
August _____, 2024 at 9:00 a.m.	Hearing on the (1) Motion for Final Approval of Class Action Settlement and (2) Motion for Attorneys' Fees, Costs, and Class Representative Enhancement Payments.

IT IS SO STIPULATED.

Dated: March 14, 2024

Respectfully submitted,

By: 

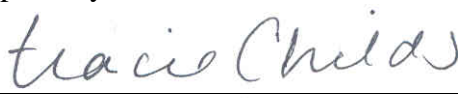
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CAPSTONE LAW APC

Mark Yablonovich
Monica Balderrama
LAW OFFICES OF MARK YABLONOVICH

Attorneys for Plaintiffs Nicole Lopes, Brian Paradis,
and Isaac Bobadilla

Dated: March 14, 2024

Respectfully submitted,

By: 

Tracie Childs
**OGLETREE, DEAKINS, NASH, SMOAK &
STEWART, P.C.**

Attorneys for Defendant Kohl's Department Stores,
Inc.

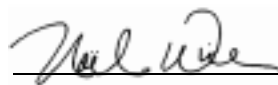
[PROPOSED] ORDER

Based on the Parties' stipulation, and **GOOD CAUSE** having been shown, the dates below shall govern for purposes of this Settlement. ~~The Court also approves settlement administration costs of \$330,000.~~

Date	Event
April 12, 2024	Last day for the Settlement Administrator to mail Class Notices to all Class Members.
May 27, 2024	Last day for Class-B Members to submit Requests for Exclusion, and last day for all Class Members to submit Objections to the Settlement.
No later than 16 court days prior to the Final Approval Hearing	Last day for Plaintiffs to file and serve the (1) Motion for Final Approval of Class Action Settlement and (2) Motion for Attorneys' Fees, Costs, and Class Representative Enhancement Payments.
August 06 , 2024 at 9:00 a.m. 10:00 a.m.	Hearing on the (1) Motion for Final Approval of Class Action Settlement and (2) Motion for Attorneys' Fees, Costs, and Class Representative Enhancement Payments.

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IT IS SO ORDERED.

Dated: 03/18/2024



Hon. Noël Wise
Alameda County Superior Court Judge
Noël Wise / Judge

1 **PROOF OF SERVICE**

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

4 On **March 14, 2024**, I served the document described as **JOINT STIPULATION TO
5 AMEND THE SCHEDULE FOR SETTLEMENT ADMINISTRATION; AND
6 [PROPOSED] ORDER** 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:

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Mary Ann Gerard MGerard@littler.com

10 [] **BY MAIL (ENCLOSED IN A SEALED ENVELOPE):** I deposited the envelope(s)
11 for mailing in the ordinary course of business at Los Angeles, California. I am "readily
12 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.

13 [] **BY E-MAIL:** I hereby certify that this document was served from Los Angeles,
14 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.

15 [✓] **BY ELECTRONIC SERVICE:** I caused the document(s) to be transmitted
16 electronically via OneLegal eService to the individuals listed above, as they exist on
that database. This will constitute service of the document(s).

17 [] **BY OVERNIGHT DELIVERY:** I am "readily familiar" with this firm's practice of
18 collection and processing correspondence for overnight delivery. Under that practice,
overnight packages are enclosed in a sealed envelope with a packing slip attached
19 thereto fully prepaid. The packages are picked up by the carrier at our offices or
delivered by our office to a designated collection site.

20 I declare under penalty of perjury under the laws of the State of California that the
foregoing is true and correct. Executed on **March 14, 2024**, at Los Angeles, California.

21
22 Sophia Flores
Type/Print Name



Signature

SUPERIOR COURT OF CALIFORNIA COUNTY OF ALAMEDA	Reserved for Clerk's File Stamp
COURTHOUSE ADDRESS: Rene C. Davidson Courthouse 1225 Fallon Street, Oakland, CA 94612	FILED Superior Court of California County of Alameda 03/18/2024
PLAINTIFF/PETITIONER: Nicole Lopes et al	Chad Finke, Executive Officer / Clerk of the Court By: <u>Nicole Hall</u> Deputy N. Hall
DEFENDANT/RESPONDENT: Kohl's Department Stores, Inc., a Delaware Corporation et al	
CERTIFICATE OF ELECTRONIC SERVICE CODE OF CIVIL PROCEDURE 1010.6	CASE NUMBER: RG08380189

I, the below named Executive Officer/Clerk of Court of the above-entitled court, do hereby certify that I am not a party to the cause herein, and that on this date I served one copy of the Stipulation and Order JOINT STIPULATION TO AMEND THE SCHEDULE FOR SETTLEMENT ADMINISTRATION; AND [PROPOSED] ORDER entered herein upon each party or counsel of record in the above entitled action, by electronically serving the document(s) from my place of business, in accordance with standard court practices.

Kevin Joseph McInerney
kevin@mcinerneylaw.net

Chad Finke, Executive Officer / Clerk of the Court

Dated: 03/18/2024

By:

Nicole Hall

N. Hall, Deputy Clerk

SUPERIOR COURT OF CALIFORNIA COUNTY OF ALAMEDA	Reserved for Clerk's File Stamp
COURTHOUSE ADDRESS: Rene C. Davidson Courthouse 1225 Fallon Street, Oakland, CA 94612	FILED Superior Court of California County of Alameda 03/18/2024
PLAINTIFF/PETITIONER: Nicole Lopes et al	Chad Finke, Executive Officer / Clerk of the Court By: <u>Nicole Hall</u> Deputy N. Hall
DEFENDANT/RESPONDENT: Kohl's Department Stores, Inc., a Delaware Corporation et al	
CERTIFICATE OF MAILING	CASE NUMBER: RG08380189

I, the below-named Executive Officer/Clerk of the above-entitled court, do hereby certify that I am not a party to the cause herein, and that on this date I served the attached document upon each party or counsel named below by placing the document for collection and mailing so as to cause it to be deposited in the United States mail at the courthouse in Oakland, California, one copy of the original filed/entered herein in a separate sealed envelope to each address as shown below with the postage thereon fully prepaid, in accordance with standard court practices.

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Raul Perez
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155 Grand Ave., Suite 900
Oakland, CA 94612-

Chad Finke, Executive Officer / Clerk of the Court

Dated: 03/18/2024

By:

Nicole Hall

N. Hall, Deputy Clerk

CERTIFICATE OF MAILING

SHORT TITLE: Lopes VS Kohl's Department Stores

CASE NUMBER: RG08380189