

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

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DUANE WATERS, et al.)	
)	No. C 09-3983 BZ
Plaintiff(s),)	
v.)	ORDER FOR FURTHER BRIEFING AND FILING
AT&T SERVICES, INC., (formerly))	
SBC Services, Inc., et al.,)	
Defendant(s).)	

For the reasons discussed on the record during this morning's hearing on the motion for preliminary approval of the proposed settlement, **IT IS HEREBY ORDERED** that by **August 23, 2010**, the parties shall file the following additional documents:

1. If they elect to proceed with the current representatives and the current proposed settlement, any authority which analyzes whether a former employee can adequately represent employed class members who are beyond the period of the representative's employment.

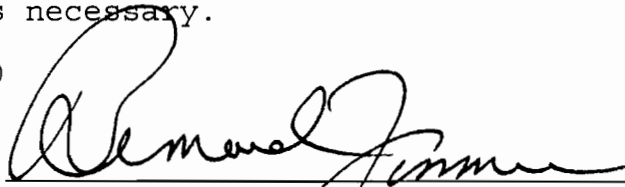
1 2. Information sufficient to enable the Court to
2 determine the fairness, reasonableness and adequacy of the
3 proposed settlement, as the parties recognize the Court is
4 obligated to do on page 10 of the Memorandum.

5 3. Any revisions to the proposed settlement and proposed
6 form of notice to account for the concerns raised by the Court
7 about the tension created by trying to settle an "opt in"
8 federal class and an "opt out" state class.

9 4. Any other documents the parties wish the Court to
10 consider in deciding on whether to grant preliminary approval
11 of the settlement.

12 5. The Court will schedule a further hearing if it
13 determines that one is necessary.

14 Dated: August 5, 2010

15 
16 _____
17 Bernard Zimmerman
18 United States Magistrate Judge

19 G:\BZALL\BZCASES\WATERS V. AT&T\ORDER FOR FURTHER BRIEFING AND FILING.wpd
20
21
22
23
24
25
26
27
28