

CLOSED,Jury Trial,MEDIATION,USMJ Gates

**U.S. District Court
EASTERN DISTRICT OF NORTH CAROLINA (Northern Division)
CIVIL DOCKET FOR CASE #: 2:10-cv-00010-F**

Landeros Covarrubias et al v. Capt. Charlie's Seafood, Inc. et al
Assigned to: Senior Judge James C. Fox
Cause: 15:2(a) Fair Labor Standards Act

Date Filed: 03/17/2010
Date Terminated: 11/21/2011
Jury Demand: Defendant
Nature of Suit: 710 Labor: Fair Standards
Jurisdiction: Federal Question

Plaintiff

**Marlen Landeros Landeros
Covarrubias**

represented by **Clermont Fraser Ripley**
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TERMINATED: 10/27/2010

Plaintiff

Sandivel Villanueva Flores

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Ariela M. Migdal
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Lenora M. Lapidus
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Risha K. Foulkes
(See above for address)
TERMINATED: 10/27/2010

Plaintiff

Rita Dorali Curiel Sandoval

represented by **Clermont Fraser Ripley**
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LEAD ATTORNEY
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Lenora M. Lapidus
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Risha K. Foulkes
(See above for address)
TERMINATED: 10/27/2010

V.

Defendant

Capt. Charlie's Seafood, Inc.

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Defendant

Phillip Carawan

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James R. Morgan , Jr.
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ATTORNEY TO BE NOTICED

Defendant

Tara Foreman

represented by

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James R. Morgan , Jr.
 (See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
03/17/2010	<u>1</u>	COMPLAINT against all defendants (Filing fee \$ 350 receipt number RAL012126.), filed by Marlen Landeros Landeros Covarrubias, Sandivel Villanueva Flores, Rita Dorali Curiel Sandoval. (Attachments: # <u>1</u> Appendix Civil cover sheet, # <u>2</u> Appendix Summons for Def. Capt. Charlie's Seafood, Inc., # <u>3</u> Appendix Summons for Def. Carawan, # <u>4</u> Appendix Summons for Def. Foreman) (Fraser, Clermont) (Entered: 03/17/2010)
03/17/2010	<u>2</u>	FINANCIAL DISCLOSURE STATEMENT by Marlen Landeros Landeros Covarrubias (Fraser, Clermont) (Entered: 03/17/2010)
03/17/2010	<u>3</u>	FINANCIAL DISCLOSURE STATEMENT by Sandivel Villanueva Flores (Fraser, Clermont) (Entered: 03/17/2010)
03/17/2010	<u>4</u>	FINANCIAL DISCLOSURE STATEMENT by Rita Dorali Curiel Sandoval (Fraser, Clermont) (Entered: 03/17/2010)
03/18/2010	<u>5</u>	Summons Issued as to Capt. Charlie's Seafood, Inc. (Grady, B.) (Entered: 03/18/2010)
03/18/2010	<u>6</u>	Summons Issued as to Phillip Carawan. (Grady, B.) (Entered: 03/18/2010)
03/18/2010	<u>7</u>	Summons Issued as to Tara Foreman. (Grady, B.) (Entered: 03/18/2010)
03/22/2010		Case Selected for Mediation – A printable list of certified mediators for the Eastern District of North Carolina is available on the court's Website, http://www.nced.uscourts.gov/applications/mediators.asp . Please serve this list on all parties. (Beasley, B.) (Entered: 03/22/2010)
04/05/2010	<u>8</u>	PROPOSED ORDER FOR MOTION for Extension of Time to File Answer re <u>1</u> Complaint, <i>or Otherwise Plead</i> by Capt. Charlie's Seafood, Inc.. (Pueschel, John) Modified on 4/7/2010 to correct the docket text (Edwards, S.). (Entered: 04/05/2010)
04/05/2010	<u>9</u>	First MOTION for Extension of Time to File Answer re <u>1</u> Complaint, <i>or Otherwise Plead</i> by Capt. Charlie's Seafood, Inc.. (Pueschel, John) (Entered: 04/05/2010)
04/06/2010	<u>10</u>	Proposed Order re <u>9</u> First MOTION for Extension of Time to File Answer re <u>1</u> Complaint, <i>or Otherwise Plead to and including 5/4/10</i> filed by Capt. Charlie's Seafood, Inc.. (Pueschel, John) (Entered: 04/06/2010)
04/07/2010		NOTICE OF CORRECTION re: <u>8</u> Motion for Extension of Time to File Answer. Counsel inadvertantly docketed this pleading as a motion. It is actually the 'proposed order' to a motion. Case manager will terminate it as a motion and change the docket text to reflect that it is a proposed order. (Edwards, S.) (Entered: 04/07/2010)
04/07/2010	<u>11</u>	ORDER granting <u>9</u> Motion for Extension of Time to Answer Capt. Charlie's Seafood, Inc. answer due 5/4/2010. Signed by Susan Edwards, Deputy on 4/7/2010. Copies served. (Edwards, S.) (Entered: 04/07/2010)
04/26/2010	<u>12</u>	SUMMONS Returned Executed by Marlen Landeros Landeros Covarrubias, Sandivel Villanueva Flores, Rita Dorali Curiel Sandoval. Capt. Charlie's Seafood, Inc. served on 3/23/2010, answer due 5/4/2010. (Fraser, Clermont) (Entered: 04/26/2010)
04/26/2010	<u>13</u>	SUMMONS Returned Executed by Marlen Landeros Landeros Covarrubias, Sandivel Villanueva Flores, Rita Dorali Curiel Sandoval. Phillip Carawan served

		on 4/7/2010, answer due 4/28/2010. (Fraser, Clermont) (Entered: 04/26/2010)
04/26/2010	<u>14</u>	SUMMONS Returned Executed by Marlen Landeros Landeros Covarrubias, Sandivel Villanueva Flores, Rita Dorali Curiel Sandoval. Tara Foreman served on 4/7/2010, answer due 4/28/2010. (Fraser, Clermont) (Entered: 04/26/2010)
04/27/2010	<u>15</u>	First MOTION for Extension of Time to File Answer re <u>1</u> Complaint, <i>up to and including May 19, 2010</i> by Phillip Carawan, Tara Foreman. (Attachments: # <u>1</u> Text of Proposed Order for Extension of Time by Defendants Phillip Carawan and Tara Foreman) (Pueschel, John) (Entered: 04/27/2010)
04/27/2010	<u>16</u>	ORDER granting <u>15</u> Motion for Extension of Time to Answer Phillip Carawan answer due 5/19/2010; Tara Foreman answer due 5/19/2010. Signed by Judge Unassigned on 4/27/2010. Copies served. (Edwards, S.) (Entered: 04/27/2010)
05/04/2010	<u>17</u>	ANSWER to <u>1</u> Complaint with Jury Demand by Capt. Charlie's Seafood, Inc. (Pueschel, John) (Entered: 05/04/2010)
05/04/2010	<u>18</u>	FINANCIAL DISCLOSURE STATEMENT by Capt. Charlie's Seafood, Inc. There are no corporate parents for this defendant. (Pueschel, John) Modified on 5/5/2010 (Edwards, S.). (Entered: 05/04/2010)
05/05/2010		NOTICE OF CORRECTION re: <u>18</u> Financial Disclosure Statement. After being advised by counsel for defendant Capt. Charlie's Seafood, there are no corporate parents for this defendant and an error was made in the docket text upon e-filing the statement. The case manager has made the necessary correction to the text for counsel. No need to refile anything. (Edwards, S.) (Entered: 05/05/2010)
05/19/2010	<u>19</u>	ANSWER to <u>1</u> Complaint, with Jury Demand by Phillip Carawan. (Pueschel, John) (Entered: 05/19/2010)
05/19/2010	<u>20</u>	ANSWER to <u>1</u> Complaint, with Jury Demand by Tara Foreman. (Pueschel, John) (Entered: 05/19/2010)
05/19/2010	<u>21</u>	FINANCIAL DISCLOSURE STATEMENT by Phillip Carawan. (Pueschel, John) (Entered: 05/19/2010)
05/19/2010	<u>22</u>	FINANCIAL DISCLOSURE STATEMENT by Tara Foreman. (Pueschel, John) (Entered: 05/19/2010)
05/19/2010	<u>23</u>	ORDER FOR DISCOVERY PLAN sent to all parties. Signed by Dennis Iavarone, Clerk of Court on 5/19/2010. Copies served. (Edwards, S.) (Entered: 05/19/2010)
06/10/2010	<u>24</u>	NOTICE of Appearance for non-district by Ariela M. Migdal on behalf of Rita Dorali Curiel Sandoval, Sandivel Villanueva Flores, Marlen Landeros Landeros Covarrubias (Migdal, Ariela) (Entered: 06/10/2010)
06/24/2010	<u>25</u>	Rule 26(f) Report (joint) by Rita Dorali Curiel Sandoval, Sandivel Villanueva Flores, Marlen Landeros Landeros Covarrubias. (Fraser, Clermont) (Entered: 06/24/2010)
06/25/2010		Referred the parties proposed discovery plan at <u>25</u> to USMJ Gates for an order on scheduling. (Edwards, S.) (Entered: 06/25/2010)
06/25/2010	<u>26</u>	NOTICE of Appearance for non-district by Risha K. Foulkes on behalf of Rita Dorali Curiel Sandoval, Sandivel Villanueva Flores, Marlen Landeros Landeros Covarrubias (Foulkes, Risha) (Entered: 06/25/2010)
06/29/2010	<u>27</u>	SCHEDULING ORDER: Discovery due by 4/15/2011. Motions due by 6/15/2011. Jury Trial set for this court's 10/3/2011 SESSION at 10:00 AM in Wilmington, NC - Courtroom 1 before Judge James C. Fox. Signed by USMJ James E. Gates on 6/28/2010. (Attachments: # <u>1</u> Consent to USMJ Form) (Edwards, S.) (Entered: 06/29/2010)
07/01/2010		Pursuant to Local ADR Rule 101.1c(a), counsel is reminded that the parties must file a statement identifying an agreed upon mediator within twenty one (21) days of the entry of the Scheduling Order. If a statement is not timely filed, the Clerk of Court will appoint a mediator from the list of court certified mediators. (Beasley, B.) (Entered: 07/01/2010)

07/02/2010	<u>28</u>	NOTICE of Appearance for non-district by Lenora M. Lapidus on behalf of Rita Dorali Curiel Sandoval, Sandivel Villanueva Flores, Marlen Landeros Landeros Covarrubias (Lapidus, Lenora) (Entered: 07/02/2010)
07/02/2010	<u>29</u>	SELECTION OF Jonathan R. Harkavy as mediator. (Fraser, Clermont) (Entered: 07/02/2010)
07/14/2010	<u>30</u>	ORDER Appointing Mediator Jonathan R. Harkavy. Signed by Clerk of Court on 7/14/2010. (Beasley, B.) (Entered: 07/14/2010)
08/04/2010	<u>31</u>	NOTICE of Appearance by James R. Morgan, Jr on behalf of Capt. Charlie's Seafood, Inc., Phillip Carawan, Tara Foreman (Morgan, James) (Entered: 08/04/2010)
08/06/2010	<u>32</u>	MOTION for Conditional Certification of a Collective Action, For Disclosure of Contact Information for Potention Opt-In Plaintiffs, and to Distribute Court-Approved Notice Pursuant to 29 U.S.C. 216(B) by Rita Dorali Curiel Sandoval, Sandivel Villanueva Flores, Marlen Landeros Landeros Covarrubias. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Appendix No. 1, Proposed Notice, # <u>3</u> Appendix No. 2, Proposed Consent Form) (Fraser, Clermont). (Entered: 08/06/2010)
08/06/2010	<u>33</u>	Memorandum in Support of Plaintiffs' Motion for Conditional Certification of a Collective Action, For Disclosure of Contact Information For Potention Opt-In Plaintiffs, and to Distribute Court-Approved Notice Pursuant to 29 U.S.C. 216(B) filed by Rita Dorali Curiel Sandoval, Sandivel Villanueva Flores, Marlen Landeros Landeros Covarrubias. (Attachments: # <u>1</u> Exhibit A, Clearance Order, # <u>2</u> Exhibit B, Landeros Covarrubias Declaration, # <u>3</u> Exhibit C, Flores Declaration, # <u>4</u> Exhibit D, Curiel Sandoval Declaration, # <u>5</u> Appendix Jimenez Orozco v. Baker Roofing, # <u>6</u> Appendix Williams Seafood Order, # <u>7</u> Appendix Frog Island Seafood Order, # <u>8</u> Appendix Sea Safari Order, # <u>9</u> Appendix Sharer v. Tandberg, # <u>10</u> Appendix Williams Seafood Order 2) (Fraser, Clermont). (Entered: 08/06/2010)
08/25/2010	<u>34</u>	MOTION for Extension of Time to File Response/Reply as to <u>32</u> MOTION to Certify Class <i>Conditional Certification of Collective Action</i> by Capt. Charlie's Seafood, Inc., Phillip Carawan, Tara Foreman. (Attachments: # <u>1</u> Text of Proposed Order) (Pueschel, John) (Entered: 08/25/2010)
08/26/2010		Motion Submitted to Senior Judge Fox: <u>34</u> MOTION for Extension of Time to File Response/Reply as to <u>32</u> MOTION to Certify Class <i>Conditional Certification of Collective Action</i> (Edwards, S.) (Entered: 08/26/2010)
08/27/2010	<u>35</u>	ORDER granting <u>34</u> Motion for Extension of Time to File Response to <u>32</u> MOTION for <i>Conditional Certification of Collective Action</i> . Responses due by 9/25/2010. Signed by Senior Judge James C. Fox on 8/27/2010. (Foell, S.) (Entered: 08/27/2010)
09/23/2010	<u>36</u>	Second MOTION for Extension of Time to File Response/Reply as to <u>32</u> MOTION to Certify Class <i>Conditional Certification of Collective Action</i> by Capt. Charlie's Seafood, Inc., Phillip Carawan, Tara Foreman. (Attachments: # <u>1</u> Text of Proposed Order) (Pueschel, John) (Entered: 09/23/2010)
09/24/2010		Motion Submitted to Judge Fox: <u>36</u> Second MOTION for Extension of Time to File Response/Reply as to <u>32</u> MOTION to Certify Class <i>Conditional Certification of Collective Action</i> Second MOTION for Extension of Time to File Response/Reply as to <u>32</u> MOTION to Certify Class <i>Conditional Certification of Collective Action</i> (Foell, S.). (Entered: 09/24/2010)
09/24/2010	<u>37</u>	ORDER granting <u>36</u> Motion for Extension of Time to File Response to <u>32</u> MOTION to Certify Class <i>Conditional Certification of Collective Action</i> . Responses due by 10/25/2010. Signed by Senior Judge James C. Fox on 9/24/2010. (Foell, S.) (Entered: 09/24/2010)
09/27/2010	<u>38</u>	MOTION to Withdraw as Attorney by Rita Dorali Curiel Sandoval, Sandivel Villanueva Flores, Marlen Landeros Landeros Covarrubias. (Attachments: # <u>1</u> Text of Proposed Order) (Foulkes, Risha). (Entered: 09/27/2010)

09/28/2010		NOTICE TO COUNSEL re: <u>38</u> Motion to Withdraw as Attorney. Local Rule Counsel's signature block is not complete pursuant to Section J of the CM/ECF Policy and Procedure Manual which may be obtained on the court's website at www.nced.uscourts.gov. All future documents must comply with this rule. No need to refile anything at this time. (Edwards, S.) (Entered: 09/28/2010)
10/25/2010	<u>39</u>	Third MOTION for Extension of Time to File Response/Reply as to <u>32</u> MOTION to Certify Class <i>Conditional Certification of Collective Action</i> by Capt. Charlie's Seafood, Inc., Phillip Carawan, Tara Foreman. (Attachments: # <u>1</u> Text of Proposed Order) (Pueschel, John) (Entered: 10/25/2010)
10/26/2010		Motions Submitted to Senior Judge Fox: <u>38</u> MOTION to Withdraw as Attorney, <u>39</u> Third MOTION for Extension of Time to File Response/Reply as to <u>32</u> MOTION to Certify Class <i>Conditional Certification of Collective Action</i> (Edwards, S.) (Entered: 10/27/2010)
10/27/2010	<u>40</u>	ORDER granting <u>38</u> Motion to Withdraw as Attorney. Attorney Risha K. Foulkes terminated. Signed by Senior Judge James C. Fox on 10/27/2010. Copies served. (Edwards, S.) (Entered: 10/27/2010)
10/27/2010	<u>41</u>	ORDER granting <u>39</u> Motion for Extension of Time to File Response/Reply re <u>32</u> MOTION to Certify Class <i>Conditional Certification of Collective Action</i> . Responses due by 11/24/2010. Signed by Senior Judge James C. Fox on 10/27/2010. Copies served. (Edwards, S.) (Entered: 10/27/2010)
11/24/2010	<u>42</u>	Joint MOTION for Extension of Time to File <i>Defendants' Response to Plaintiffs' Motion for Conditional Certification</i> by Capt. Charlie's Seafood, Inc., Phillip Carawan, Rita Dorali Curiel Sandoval, Sandivel Villanueva Flores, Tara Foreman, Marlen Landeros Landeros Covarrubias. (Attachments: # <u>1</u> Text of Proposed Order) (Pueschel, John) (Entered: 11/24/2010)
11/24/2010		Motions Submitted to Judge Fox: <u>42</u> Joint MOTION for Extension of Time to File <i>Defendants' Response to Plaintiffs' Motion for Conditional Certification</i> (Foell, S.) (Entered: 11/24/2010)
11/29/2010	<u>43</u>	ORDER granting <u>42</u> Motion for Extension of Time to File a Response. IT IS HEREBY ORDERED that Defendants shall have up to and including January 8, 2011, to respond to Plaintiffs' Motion. Signed by Senior Judge James C. Fox on 11/29/2010. Copies served. (Edwards, S.) (Entered: 11/29/2010)
01/10/2011	<u>44</u>	FOURTH MOTION for Extension of Time to File Response/Reply as to <u>32</u> MOTION to Certify Class <i>Conditional Certification of Collective Action</i> by Capt. Charlie's Seafood, Inc., Phillip Carawan, Tara Foreman. (Attachments: # <u>1</u> Text of Proposed Order) (Pueschel, John) Modified on 1/10/2011 to include the Fourth Motion (Edwards, S.). (Entered: 01/10/2011)
01/10/2011		Motion Submitted Senior Judge Fox: <u>44</u> MOTION for Extension of Time to File Response/Reply as to <u>32</u> MOTION to Certify Class <i>Conditional Certification of Collective Action</i> (Edwards, S.) (Entered: 01/10/2011)
01/12/2011		Received verbal consent by opposing counsel to the motion at <u>44</u> . Will advise chambers. (Edwards, S.) (Entered: 01/12/2011)
01/13/2011	<u>45</u>	ORDER granting <u>44</u> Fourth Motion for Extension of Time to File Response/Reply. Response now due by 2/7/2011. Signed by Senior Judge James C. Fox on 1/13/2011. Copies served. (Edwards, S.) (Entered: 01/13/2011)
02/07/2011	<u>46</u>	FIFTH MOTION for Extension of Time to File Response/Reply as to <u>32</u> MOTION to Certify Class <i>Conditional Certification of Collective Action</i> by Capt. Charlie's Seafood, Inc., Phillip Carawan, Rita Dorali Curiel Sandoval, Sandivel Villanueva Flores, Tara Foreman, Marlen Landeros Landeros Covarrubias. (Attachments: # <u>1</u> Text of Proposed Order) (Pueschel, John) Modified on 2/8/2011 to include that this is the fifth request (Edwards, S.). (Entered: 02/07/2011)
02/08/2011		Motion Submitted to Senior Judge Fox: <u>46</u> MOTION for Extension of Time to File Response/Reply as to <u>32</u> MOTION to Certify Class <i>Conditional Certification of Collective Action</i> . (Edwards, S.) (Entered: 02/08/2011)

02/08/2011	<u>47</u>	ORDER granting <u>46</u> Motion for Extension of Time to File Response/Reply re <u>32</u> MOTION to Certify Class <i>Conditional Certification of Collective Action</i> . Response due by 3/9/2011. Signed by Senior Judge James C. Fox on 2/8/2011. Copies served. (Edwards, S.) (Entered: 02/08/2011)
03/09/2011	<u>48</u>	Joint MOTION to hold in abeyance <i>the deadline established by the Court's February 7, 2011 Order</i> by Rita Dorali Curiel Sandoval, Sandivel Villanueva Flores, Marlen Landeros Landeros Covarrubias. (Attachments: # <u>1</u> Text of Proposed Order Proposed order) (Fraser, Clermont) (Entered: 03/09/2011)
03/09/2011		Motion Submitted to Senior Judge Fox: <u>48</u> Joint MOTION to hold in abeyance <i>the deadline established by the Court's February 7, 2011 Order</i> . (Edwards, S.) (Entered: 03/09/2011)
03/10/2011	<u>49</u>	ORDER denying <u>48</u> Motion Hold in Abeyance the deadline of 3/9/2011. Counsel should read the order in its entirety for critical deadlines and instructions. Signed by Senior Judge James C. Fox on 3/10/2011. Copies served. (Edwards, S.) (Entered: 03/10/2011)
03/15/2011		Submitted a copy of the parties Report of Mediator at 50 to Senior Judge Fox for his review. (Edwards, S.) (Entered: 03/15/2011)
06/13/2011	<u>51</u>	First MOTION to Amend/Correct <i>Complaint</i> by Rita Dorali Curiel Sandoval, Sandivel Villanueva Flores, Marlen Landeros Landeros Covarrubias. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> First Amended Complaint) (Fraser, Clermont) (Entered: 06/13/2011)
06/13/2011	<u>52</u>	Joint MOTION to Certify Class by Rita Dorali Curiel Sandoval, Sandivel Villanueva Flores, Marlen Landeros Landeros Covarrubias. (Fraser, Clermont) (Entered: 06/13/2011)
06/13/2011	<u>53</u>	Memorandum in Support re <u>52</u> Joint MOTION to Certify Class filed by Rita Dorali Curiel Sandoval, Sandivel Villanueva Flores, Marlen Landeros Landeros Covarrubias. (Attachments: # <u>1</u> Exhibit No 1, Hernandez-Garcia Order, # <u>2</u> Exhibit No 2, Decl. of C. Fraser, # <u>3</u> Exhibit No. 3 Decl. of C. Brooke, # <u>4</u> Exhibit No. 4 Decl. of A. Migdal, # <u>5</u> Exhibit No. 5 Decl. of L. Lapidus, # <u>6</u> Appendix Gaxiola v. Williams Seafood) (Fraser, Clermont) (Entered: 06/13/2011)
06/13/2011	<u>54</u>	Joint MOTION for Settlement <i>Approval</i> by Rita Dorali Curiel Sandoval, Sandivel Villanueva Flores, Marlen Landeros Landeros Covarrubias. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Exhibit No 1, Settlement Agreement) (Fraser, Clermont) (Entered: 06/13/2011)
06/13/2011	<u>55</u>	Memorandum in Support re <u>54</u> Joint MOTION for Settlement <i>Approval</i> filed by Rita Dorali Curiel Sandoval, Sandivel Villanueva Flores, Marlen Landeros Landeros Covarrubias. (Attachments: # <u>1</u> Exhibit No 1, Decl of C. Fraser, # <u>2</u> Appendix Deloach v. Phillip Morris, # <u>3</u> Appendix Gaxiola v. Williams Seafood) (Fraser, Clermont) (Entered: 06/13/2011)
06/14/2011		Motions Submitted to Senior Judge James C. Fox: <u>52</u> Joint MOTION to Certify Class, <u>51</u> First MOTION to Amend/Correct <i>Complaint</i> , <u>54</u> Joint MOTION for Settlement <i>Approval</i> . (Edwards, S.) (Entered: 06/14/2011)
06/21/2011		Motion Submitted to Senior Judge James C. Fox: <u>32</u> MOTION to Certify Class <i>Conditional Certification of Collective Action</i> . (Edwards, S.) (Entered: 06/21/2011)
06/27/2011	<u>56</u>	NOTICE of Filing <i>Corrected Documents</i> by Rita Dorali Curiel Sandoval, Sandivel Villanueva Flores, Marlen Landeros Landeros Covarrubias re <u>51</u> First MOTION to Amend/Correct <i>Complaint</i> , <u>54</u> Joint MOTION for Settlement <i>Approval</i> (Attachments: # <u>1</u> Appendix Replaces Ex. 1 to Doc. 51, # <u>2</u> Appendix Replaces Ex. 1 to Doc. 54) (Fraser, Clermont) (Entered: 06/27/2011)
06/28/2011	<u>57</u>	ORDER granting <u>51</u> Motion to Amend Complaint. It is therefore ordered that the plaintiffs may file an amended complaint in this matter. Signed by Senior Judge James C. Fox on 6/28/2011. (Foell, S.) (Entered: 06/28/2011)
06/28/2011	<u>58</u>	AMENDED COMPLAINT against All Defendants, filed by Marlen Landeros Landeros Covarrubias, Rita Dorali Curiel Sandoval, Sandivel Villanueva Flores. (Fraser, Clermont) (Entered: 06/28/2011)

07/01/2011	<u>59</u>	Joint MOTION Approval of Class Notice by Rita Dorali Curiel Sandoval, Sandivel Villanueva Flores, Marlen Landeros Landeros Covarrubias. (Attachments: # <u>1</u> Appendix Proposed Class Notice, # <u>2</u> Text of Proposed Order Proposed Order) (Fraser, Clermont) (Entered: 07/01/2011)
07/01/2011		Motion Submitted to Judge Fox: <u>59</u> Joint MOTION to Approve Class Action. (Foell, S.) (Entered: 07/01/2011)
07/06/2011	<u>60</u>	ORDER granting <u>54</u> Motion for Settlement. Counsel is reminded to read the order in its entirety for critical deadlines and instructions. Signed by Senior Judge James C. Fox on 7/5/2011. (Edwards, S.) (Entered: 07/06/2011)
07/06/2011	<u>61</u>	ORDER granting <u>52</u> Motion to Certify Class. Counsel is reminded to read the order in its entirety for critical deadlines and instructions. Signed by Senior Judge James C. Fox on 7/5/2011. (Edwards, S.) (Entered: 07/06/2011)
07/06/2011	<u>62</u>	ORDER Approving Content of Notice of Class and Subclass Members and Method of Distribution of Class Notice. Counsel is reminded to read the order in its entirety for critical deadlines and instructions. Signed by Senior Judge James C. Fox on 7/5/2011. (Edwards, S.) (Entered: 07/06/2011)
07/08/2011	<u>63</u>	ORDER granting <u>59</u> Motion Approval of Class Notice. Counsel is reminded to read the order in its entirety for critical deadlines and instructions. Signed by Senior Judge James C. Fox on 7/8/2011. (Edwards, S.) (Edwards, S.). (Entered: 07/08/2011)
07/08/2011	<u>64</u>	NOTICE of Hearing: Fairness Hearing set before Senior Judge James C. Fox on 11/21/2011 at 10:00 a.m. in Wilmington, NC. (Edwards, S.) (Entered: 07/08/2011)
07/08/2011	<u>65</u>	AMENDED NOTICE of Hearing: Settlement Class Fairness Hearing set before Senior Judge James C. Fox on 11/21/2011 at 10:00 a.m. in Wilmington, NC. (Edwards, S.) (Entered: 07/08/2011)
11/16/2011	<u>66</u>	JOINT MOTION for Final Settlement by Capt. Charlie's Seafood, Inc., Phillip Carawan, Rita Dorali Curiel Sandoval, Sandivel Villanueva Flores, Tara Foreman, Marlen Landeros Landeros Covarrubias. (Attachments: # <u>1</u> Text of Proposed Order) (Edwards, S.) (Entered: 11/18/2011)
11/16/2011	<u>67</u>	Memorandum in Support re <u>66</u> MOTION for Final Settlement filed by Capt. Charlie's Seafood, Inc., Phillip Carawan, Rita Dorali Curiel Sandoval, Sandivel Villanueva Flores, Tara Foreman, Marlen Landeros Landeros Covarrubias. (Attachments: # <u>1</u> Exhibit 1 – Settlement Agreement and Release, # <u>2</u> Exhibit 2 – Declaration of Clermont Fraser, # <u>3</u> Exhibit 3 – Letters from Individuals in regards to the lawsuit) (Edwards, S.) (Entered: 11/18/2011)
11/18/2011		Motion Submitted to Senior Judge James C. Fox: <u>66</u> MOTION for Final Settlement. (Edwards, S.) (Entered: 11/18/2011)
11/18/2011		MOTION REFERRED to Dennis P. Iavarone, Clerk of Court: <u>66</u> MOTION for Final Settlement. (Edwards, S.) (Entered: 11/18/2011)
11/18/2011		COUNSEL DISREGARD THE ENTRY made in this matter on this date in regards to Motion at <u>66</u> being referred to Dennis P. Iavarone as it was inadvertently entered in this case. The motion at <u>66</u> was correctly submitted to Senior Judge James C. Fox. (Edwards, S.) (Entered: 11/18/2011)
11/18/2011		Motion No Longer Referred to Dennis P. Iavarone, Clerk: <u>66</u> MOTION for Settlement. (Edwards, S.) (Entered: 11/18/2011)
11/21/2011	<u>68</u>	Minute Entry for proceedings held before Senior Judge James C. Fox in Wilmington: Settlement Class Fairness Hearing held on 11/21/2011. Counsel present for plaintiffs and defendants. The court approves the settlement between the parties. (Court Reporter – Stacy Schwinn) (Foell, S.) (Entered: 11/21/2011)
11/21/2011	<u>69</u>	ORDER granting <u>66</u> Final Approval of Class Action Settlement. Signed by Senior Judge James C. Fox on 11/21/2011. (Foell, S.) (Entered: 11/21/2011)
12/21/2011	<u>70</u>	NOTICE by Rita Dorali Curiel Sandoval, Sandivel Villanueva Flores, Marlen Landeros Landeros Covarrubias <i>filing Consent Decree</i> (Attachments: # <u>1</u> Appendix

		Consent Decree) (Fraser, Clermont) (Entered: 12/21/2011)
12/22/2011		Submitted the Notice of Filing proposed Consent Decree at <u>70</u> to Senior Judge James C. Fox for his review and consideration. (Edwards, S.) (Entered: 12/22/2011)
12/22/2011	<u>71</u>	Consent Decree. Counsel is reminded to read the Decree in its entirety for critical information and deadlines. Signed by Senior Judge James C. Fox on 12/22/2011. (Edwards, S.) (Entered: 12/22/2011)
01/04/2012	<u>72</u>	NOTICE of Voluntary Dismissal by Rita Dorali Curiel Sandoval, Sandivel Villanueva Flores, Marlen Landeros Landeros Covarrubias (Fraser, Clermont) (Entered: 01/04/2012)
01/05/2012		Submitted a copy of the Notice of Voluntary Dismissal at <u>72</u> to Senior Judge James C. Fox. (Edwards, S.) (Entered: 01/05/2012)
11/06/2013	<u>73</u>	Joint MOTION for Extension of Time <i>to Make Cy Pres Award</i> by Rita Dorali Curiel Sandoval, Sandivel Villanueva Flores, Marlen Landeros Landeros Covarrubias. (Attachments: # <u>1</u> Text of Proposed Order) (Ripley, Clermont) (Entered: 11/06/2013)
11/06/2013		Motion Submitted to Senior Judge James C. Fox: <u>73</u> Joint MOTION for Extension of Time <i>to Make Cy Pres Award</i> . (Edwards, S.) (Entered: 11/06/2013)
11/07/2013	<u>74</u>	ORDER granting <u>73</u> Motion for Extension of Time. Class Counsel shall have up to and including May 21, 2014 to locate and distribute settlement payments to class members as outlined in the Settlement Agreement at <u>69</u> . Signed by Senior Judge James C. Fox on 11/7/2013. (Edwards, S.) (Entered: 11/07/2013)