

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CIVIL MINUTES - GENERAL

Case No.	CV 11-9386 FMO (JCx)	Date	May 30, 2013
Title	Doug Ladore v. Ecolab, Inc., et al.		

Present: The Honorable	Fernando M. Olguin, United States District Judge		
V. Figueroa		Vickie Valine	
Deputy Clerk		Court Reporter / Recorder	
Attorneys Present for Plaintiff:		Attorney Present for Defendants:	
Alejandro P. Gutierrez		Jody Landry	
Michael A. Strauss			

**Proceedings: MOTION FOR PRELIMINARY CLASS ACTION SETTLEMENT [81]
(Held and Continued)**

The Court and counsel confer regarding the motion. Based on the oral argument, IT IS ORDERED as follows.

1. Plaintiffs shall file an amended complaint to reflect the Court’s Order of September 25, 2012, adding class representative Antonio Carbajal and expanding the class definition. Plaintiffs shall file the amended complaint no later than June 7, 2013, and defendant shall file an answer no later than June 14, 2013.

2. Plaintiffs shall file an Amended Motion for Preliminary Approval of Class Action Settlement (“Amended Motion”) no later than June 14, 2013. The Amended motion shall address the incentive payments to the class representatives, with supporting evidence, whether in the form of a declaration(s) or otherwise, of the time, risk, and burden carried by the class representatives in this action, and the benefit they provided to counsel and/or the class throughout the litigation. Plaintiffs shall address whether the incentive payments are conditioned on the class representatives’ approval of the settlement, as well as the prospective distribution of payments and range of award amounts.

3. The Amended Motion shall amend the proposed class notice to include a clear statement regarding the temporal scope of the release of claims.

4. The Amended Motion shall amend the temporal scope of the release of claims for class members who participated, and did not opt out of, the Roe/Dietz state action class settlement (“overlapping class members”). In order to address Due Process concerns, the release of claims period for the overlapping class members shall be March 1, 2008 through June 30, 2013.

