

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF KING

JESUS AYALA, individually and on behalf of
all others similarly situated,

Plaintiff,

vs.

WIDE OPEN, INC, a Washington company;
QUEENE ANNE DINER LLC, a Washington
company; DAVID MEINERT, in his
individual and corporate capacity,

Defendants.

No. 22-2-04873-5 SEA

ORDER from
STIPULATED MOTION FOR
CONTINUANCE OF FINAL
SETTLEMENT APPROVAL HEARING

NOTE ON MOTION CALENDAR:
MARCH 1, 2024

The parties, by and through their respective counsel, hereby jointly move to continue the Final Settlement Approval Hearing for this matter, currently set on March 1, 2024, to May 3, 2024 at 9 a.m. If this date is not available on the Court's calendar, the parties request that the bailiff be directed to contact counsel to determine a mutually available date on their calendars consistent with the Court's availability.

In its October 11, 2023 Order Conditionally Certifying Settlement Class, Granting Preliminary Approval of Class Action Settlement, Authorizing Notice, and Setting Final Fairness Hearing, the Court set the initial Final Settlement Approval Hearing for the initial date of January 5, 2024 at 9:00 a.m. The parties then requested a continuance of the Final Settlement Approval Hearing to February 23, 2024 due to parties' scheduling conflicts. On January 4, 2024, the Court granted this request and then set the new hearing date for the Final Settlement Approval Hearing

1 on March 1, 2024. The present continuance is requested due to an address error discovered in the
2 class notices, about which the parties have conferred and agreed to provide an additional thirty
3 days to fully facilitate class member responses.

4 The parties have agreed to continue the Final Settlement Approval Hearing without
5 prejudice to their respective claims and defenses in this litigation, which will not be affected by
6 this continuance.

7 We certify that this memorandum contains 240 words in compliance with the Local Civil
8 Rules.

9
10 DATED this 29th day of February 2024.

11 SKIDMORE FOMINA, PLLC

LITTLER MENDELSON, P.C.,

12 By: s/ Damien N. Villarreal
13 Damien Villarreal, WSBA #50708
14 Gregory M. Skidmore, WSBA
15 #47462
16 14205 SE 36th St., Suite 100
17 Bellevue, WA 98006
18 Tel.: 425-519-3656
19 dvillarreal@skidmorefomina.com
20 gskidmore@skidmorefomina.com
21 *Attorneys for Plaintiffs*

By: s/ Ryan Hammond
Ryan Hammond, WSBA #51012 (via email
authorization)
600 University St Ste 3200
Seattle, WA 98101
rhammond@littler.com
Attorney for Defendant

22 ENTENTE LAW PLLC

23 s/ James B. Pizl
24 James B. Pizl, WSBA #28969
25 Justin Abbasi, WSBA #53582
26 Ari Robbins Greene, WSBA #54201
27 *Attorneys for Plaintiff*

1 **ORDER**

2 Having reviewed the parties' Stipulated Motion For Continuance Of Final Settlement
3 Approval Hearing,

4 It is so ORDERED, *new date is May 3, 2024, 9AM.*

5 DATED this 6th day of March 2024.

6 

7 _____
8 HONORABLE LEROY MCCULLOGH

9 FORM APPROVED

10 **SKIDMORE FOMINA, PLLC**

11 By: /s/ Damien N. Villarreal
12 Damien N. Villarreal, WSBA No.
13 50708
Attorney for Plaintiff

14 **LITTLER MENDELSON, P.C.,**

15 By: /s/ Ryan Hammond
16 [via Email Authorization]
17 Ryan Hammond, WSBA No. 51012
Attorney for Defendant