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SACRAMENTO COURTS  
DEPT #53

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8 ASSOCIATION INTER-INSURANCE BUREAU

9 SUPERIOR COURT OF CALIFORNIA  
10 COUNTY OF SACRAMENTO

11 LORIE KUPPENBENDER, CAROL P.  
12 JOHNSON and ROBERT GARCIA on  
13 behalf of themselves and all those similarly  
14 situated,

13 Plaintiffs,

14 v.

15 CALIFORNIA STATE AUTOMOBILE  
16 ASSOCIATION INTER INSURANCE  
17 BUREAU, and DOES 1 through 100,  
18 inclusive,

18 Defendants.

CASE NO. 07AS03197

**STIPULATION AND [PROPOSED]  
ORDER FOR ADDITIONAL CLASS  
NOTICE AND CONTINUATION OF  
FINAL APPROVAL HEARING**

Hon. Loren E. McMaster  
Dept. 543

19 WHEREAS:

20 Based on the stipulation of the parties, this Court entered an Order on February 22, 2010,  
21 providing for a second round of written notice to potential class members covered by the pending  
22 lawsuit. In order to allow time for the provision of such notice, the Court's Order continued the  
23 date of the final approval hearing, set new dates for exclusion and objections by persons receiving  
24 written notice in that second round, and extending the claims deadline for all class members.  
25 Pursuant to the terms of the Court's Order, the second round of direct mail notice is to be sent by  
26 March 12, 2010.

27 Since the submission of the parties' prior stipulation, it has become apparent that

1 additional time will be needed to send the second round of class notice. Counsel for the parties  
2 have met and conferred and agreed on the steps necessary to generate a proper notice list based on  
3 the information in CSAA's database. However, conducting the agreed search to generate a list of  
4 names and addresses of the potential class members missed in the first round of notice entails  
5 restoring large volumes of CSAA's electronic claims data from back-up systems, and that process  
6 of data restoration and searching alone may not be completed before the current March 12, 2010,  
7 deadline for additional notice.

8 Moreover, although the exact numbers for additional notice are not yet known, it is  
9 expected to be in the hundreds of thousands. The settlement administrator has advised that it will  
10 take two to three weeks from receipt of the class list before written notice can actually be sent.  
11 This is because the settlement administrator needs time to process the list for mailing, including  
12 time for updating the addresses through the National Change of Address Database, and time for  
13 actually printing and assembling hundreds of thousands of copies of the multi-page notice and  
14 claim form.

15 Based on the matters set forth above, the parties HEREBY STIPULATE AND REQUEST  
16 that:

- 17 1. The Court set a deadline of March 31, 2010, for the provision of the second round  
18 of written class notice;
- 19 2. The hearing on final approval of the class-wide settlement in this matter and on  
20 Plaintiffs' application for fees, costs and incentive awards be continued until May 24, 2010, or as  
21 soon thereafter as the Court may hear the matter;
- 22 3. The deadline for persons receiving mailed notice in the second round of notice to  
23 opt-out or object to the settlement be set for May 10, 2010; and
- 24 4. The deadline for all class members to submit claims be extended to July 12, 2010.

25 IT IS SO STIPULATED.  
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Dated: March 10, 2010

DLA PIPER LLP (US)

By


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Dated: March 10, 2010

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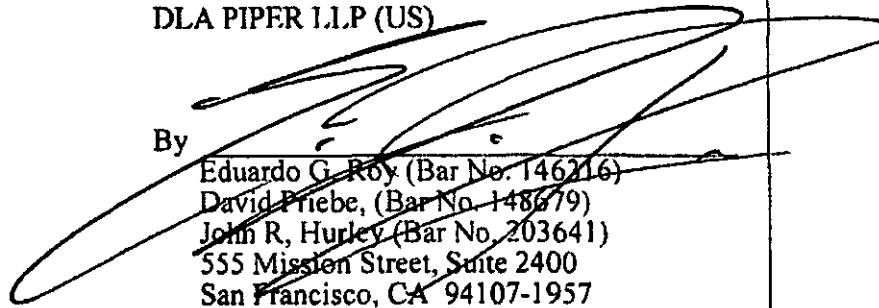
Attorneys for Plaintiffs

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Dated: March 10, 2010

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Dated: March 10, 2010

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Attorneys for Plaintiffs

**ORDER**

Based on the stipulation of the parties, and good cause appearing, IT IS HEREBY ORDERED

1. Hearing on final approval of the class-wide settlement in this matter and on Plaintiffs' application for fees, costs and incentive awards is set for MAY 26<sup>2010</sup> at 2:00pm. Supporting papers shall be filed one week in advance.

2. By no later than March 31, 2010, the Parties shall cause the Settlement Administrator in this action to provide direct mail notice of the settlement (in the form and manner previously approved by the Court but reflecting the new dates set forth herein) to all potential class members ascertainable from CSAA's computer records to whom direct mail notice was not previously sent. At the same time, the Parties shall also send a postcard notice to the persons to whom notice was previously sent advising them of the new claims deadline and the new date of the final fairness hearing.

3. The deadline for class members receiving mailed notice for the first time in this second round of mailed notice to opt-out or object to the settlement is set for May 10, 2010. For persons to whom mailed notice was sent in the first round, the deadline of February 16, 2010, for submission of requests for exclusion or objections shall not be extended.

4. The deadline for all class members to submit claims is hereby extended to July 12, 2010. Claims submitted by this date shall be deemed valid regardless of when notice may have been sent to the individual class member.

6. The Parties shall cause the Settlement Administrator in this action to update the settlement website to reflect the dates set forth above.

IT IS SO ORDERED.

Dated: MAR 11 2010

  
\_\_\_\_\_  
JUDGE OF THE SUPERIOR COURT  
LOREN E. McMASTER

1 **Re: Kuppenbender (Johnson) v. CSAA**

2 **PROOF OF SERVICE**

3 I am a citizen of the United States, over the age of 18 years, not a party to the within  
4 action, employed in the County of Sacramento, California, and my business address is 401 Watt  
5 Avenue, Sacramento, California 95864. I am familiar with this firm's practice for collection and  
6 processing of documents for mail with the United States Postal Service, hand-deliveries, and  
7 facsimiles.

8 On this date, March 10, 2010, service of the following documents:

9 **STIPULATION AND [PROPOSED] ORDER FOR ADDITIONAL CLASS NOTICE AND**  
10 **CONTINUATION OF FINAL APPROVAL HEARING**

11 in this matter was effected by:

12  Mail  
13  Federal Express  
14  Facsimile

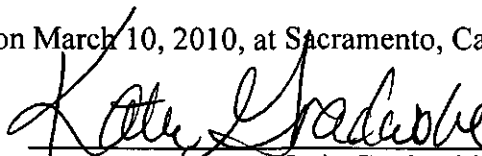
15 on the parties to said cause as follows:

16 Robert A. Buccola  
17 Steven M. Campora  
18 Dreyer, Babich, Buccola & Callahan  
19 20 Bicentennial Circle  
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CSAA

24 Executed under penalty of perjury on March 10, 2010, at Sacramento, California.

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26   
27 Katie Gradwohl  
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