

HONORABLE RONALD B. LEIGHTON

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**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT TACOMA**

**PATRICIA THOMAS, et. al, individually and  
on behalf of all other similarly situated  
persons,**  
  
**Plaintiffs,**  
  
**v.**  
  
**KELLOGG COMPANY and KELLOGG  
SALES COMPANY,**  
  
**Defendants.**

**Case No. 3:13-cv-05136**  
  
**ORDER**

The Court, having reviewed the parties’ Joint Motion For Preliminary Approval Of Fair Labor Standards Act Settlement And To Authorize Notice Of Settlement To Plaintiffs (“Joint Motion”), grants the parties’ Joint Motion and orders as follows:

(i) The Court approves of the form and content of the proposed Notice of Fair Labor Standards Act Settlement and Release of Claims (attached as Exhibit 2to the parties’ Joint Motion);

(ii) The Court directs the mailing of the Notice of Fair Labor Standards Act Settlement and Release of Claims by First Class Mail by the parties’ agreed upon Settlement Administrator;

1 (iii) The Court orders that any Plaintiff who wishes to opt out of this action and thereby  
2 be excluded from the settlement must send notice of their desire to opt out no later than twenty-  
3 one (21) calendar days after the Settlement Administrator mails notice of the settlement to  
4 Plaintiffs;

5 (iv) The Court preliminarily approves the Parties' proposed Final Settlement  
6 Agreement because (1) the FLSA settlement involves the resolution of a bona fide dispute over an  
7 FLSA provision and (2) the settlement appears fair and reasonable;

8 (v) The Court schedules a hearing on the question of whether the proposed FLSA  
9 settlement should finally be approved on the 18th day of May, 2018 at 1:30 pm at United States  
10 Courthouse, Union Station, 1717 Pacific Avenue, Courtroom B, Tacoma, WA 98402-3200.

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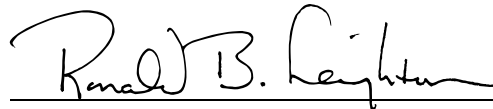
12 **IT IS SO ORDERED.**

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14 Dated this 28<sup>th</sup> day of March, 2018.

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Ronald B. Leighton  
United States District Judge

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