
09-86684 STEPHENS V. LULULEMON USA
Pl's Mtn for Preliminary Approval of Settlement

Plaintiffs have filed a motion for preliminary approval of class action settlement.

As an initial -- and important -- point, the Court notes that the motion clearly violated CRC 3.1113(d). Plaintiffs' points and authorities were 11 pages over the maximum permitted under CRC 3.1113(d) without Plaintiffs having obtained leave of Court. In the future, including the final approval hearing, the Court will not entertain any motion that fails to comply with the Rules of Court.

Nevertheless, for purposes of this motion, the Court considers the motion for preliminary approval of class action settlement and grants same, finding at this stage the settlement appears fair, adequate and reasonable.

The Court would, however, request that the language of the notice found at Page 4 instructing the class members to not call or write the Court be modified as follows: "*Except to object as set forth at Paragraph F, please do not call or write the Court about this notice.*"

The Court sets August 13, 2010 as the final approval hearing date.