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6 Pamela Sweeney, Kerry Ann Sweeney and Patrick Sweeney

7
8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION

11 TAMAR DAVIS LARSEN and ARAN)
12 EISENSTAT, on behalf of themselves and all)
13 others situated,)

14 Plaintiffs,)

15 v.)

16 TRADER JOE’S COMPANY, a California)
17 Corporation,)

18 Defendant.)

Case No. 11-CV-05188 (WHO)

**NOTICE OF APPEAL AND NINTH
CIRCUIT RULE 3-2
REPRESENTATION STATEMENT**

Judge: Hon. William H. Orrick

19 Notice is hereby given that Objectors DAWN WEAVER, PAMELA SWEENEY, KERRY ANN
20 SWEENEY and PATRICK SWEENEY hereby appeal to the United States Court of Appeals for the
21 Ninth Circuit from the Order On Final Settlement Approval (Docket No. 121) and Final Order And
22 Judgment (Docket No. 122), entered in this action on July 11, 2014.
23

24
25 Dated: August 6, 2014

By: /s/ Joseph Darrell Palmer
Joseph Darrell Palmer
Attorney for Objectors Dawn Weaver, Pamela Sweeney,
Kerry Ann Sweeney and Patrick Sweeney

1 Pursuant to Ninth Circuit Rule 3-2, DAWN WEAVER, PAMELA SWEENEY, KERRY ANN
2 SWEENEY and PATRICK SWEENEY hereby provide the following information:

3 Plaintiffs in this action, TAMAR DAVIS LARSEN and ARAN EISENSTAT, on behalf of
4 themselves and all others situated, are represented by the following counsel:

5 **Janet Lindner Spielberg**

6 Law Offices of Janet Lindner Spielberg
7 12400 Wilshire Boulevard, Suite 400
8 Los Angeles, CA 90025
9 Phone: 310-392-8801
10 Fax: 310-278-5938
11 Email: jlspielberg@jlslp.com

12 **Joseph N. Kravec, Jr.**

13 **McKean James Evans**

14 **Wyatt A. Lison**

15 Feinstein Doyle Payne & Kravec, LLC
16 429 Forbes Avenue, 17th Floor
17 Pittsburgh, PA 15219-1639
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23 **Michael D. Braun**

24 Braun Law Group, P.C.
25 10680 West Pico Boulevard, Suite 280
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28 Fax: 310-836-6010
Email: service@braunlawgroup.com

Defendant in this action, TRADER JOES' COMPANY, is represented by the following counsel:

24 **Carla Jean Christofferson**

25 O'Melveny & Myers LLP
26 1999 Avenue of the Stars, 7th Floor
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1 **Kate G Ides**
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7 **Randall W. Edwards**
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13 Email: REdwards@omm.com

14 Dated: August 6, 2014

15 By: /s/ Joseph Darrell Palmer
16 Joseph Darrell Palmer
17 Attorney for Objector Dawn Weaver, Pamela Sweeney,
18 Kerry Ann Sweeney and Patrick Sweeney

19 **CERTIFICATE OF SERVICE**

20 I hereby certify that on August 6, 2014, I electronically filed the foregoing with the Clerk of the
21 Court of the United States District Court for the Northern District of California by using the USDC
22 CM/ECF system.

23 Service on participants in the case who are registered CM/ECF users will be accomplished by the
24 USDC CM/ECF system.

25 /s/ Joseph Darrell Palmer
26 Joseph Darrell Palmer



Office of the Clerk
United States Court of Appeals for the Ninth Circuit
Post Office Box 193939
San Francisco, California 94119-3939
415-355-8000

Molly C. Dwyer
Clerk of Court

August 07, 2014

No.: 14-16521
D.C. No.: 3:11-cv-05188-WHO
Short Title: Tamar Larsen, et al v. Trader Joe's Company

Dear Appellants/Counsel

A copy of your notice of appeal/petition has been received in the Clerk's office of the United States Court of Appeals for the Ninth Circuit. The U.S. Court of Appeals docket number shown above has been assigned to this case. You must indicate this Court of Appeals docket number whenever you communicate with this court regarding this case.

Please furnish this docket number immediately to the court reporter if you place an order, or have placed an order, for portions of the trial transcripts. The court reporter will need this docket number when communicating with this court.

The due dates for filing the parties' briefs and otherwise perfecting the appeal have been set by the enclosed "Time Schedule Order," pursuant to applicable FRAP rules. These dates can be extended only by court order. Failure of the appellant to comply with the time schedule order will result in automatic dismissal of the appeal. 9th Cir. R. 42-1.

Payment of the \$505 docketing and filing fees is past due. Failure to correct this deficiency **within 14 days** will result in the dismissal of this case for failure to prosecute. See 9th Cir. R. 42-1. The fee is payable to the District Court.

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

AUG 07 2014

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

TAMAR DAVIS LARSEN; ARAN
EISENSTAT, on behalf of themselves
and all others similarly situated,

Plaintiffs - Appellees,

v.

DAWN WEAVER; PAMELA
SWEENEY; KERRY ANN SWEENEY;
PATRICK SWEENEY,

Objectors - Appellants,

v.

TRADER JOE'S COMPANY,

Defendant - Appellee.

No. 14-16521

D.C. No. 3:11-cv-05188-WHO
U.S. District Court for Northern
California, San Francisco

TIME SCHEDULE ORDER

The parties shall meet the following time schedule.

If there were reported hearings, the parties shall designate and, if necessary, cross-designate the transcripts pursuant to 9th Cir. R. 10-3.1. If there were no reported hearings, the transcript deadlines do not apply.

Thu., August 14, 2014

Mediation Questionnaire due. If your registration for Appellate ECF is confirmed after this date, the Mediation Questionnaire is due within one day of receiving the email from PACER confirming your registration.

- Fri., September 5, 2014** Transcript shall be ordered.
- Mon., October 6, 2014** Transcript shall be filed by court reporter.
- Fri., November 14, 2014** Appellants' opening brief and excerpts of record shall be served and filed pursuant to FRAP 32 and 9th Cir. R. 32-1.
- Mon., December 15, 2014** Appellees' answering brief and excerpts of record shall be served and filed pursuant to FRAP 32 and 9th Cir. R. 32-1.

The optional appellants' reply brief shall be filed and served within fourteen days of service of the appellees' brief, pursuant to FRAP 32 and 9th Cir. R. 32-1.

Failure of the appellants to comply with the Time Schedule Order will result in automatic dismissal of the appeal. See 9th Cir. R. 42-1.

FOR THE COURT:
Molly C. Dwyer
Clerk of Court

Ruben Talavera
Deputy Clerk