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IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

WILMA KNAPP, Plaintiff, v. SUSQUEHANNA VILLAGE FACILITY OPERATIONS, LLC, Defendant.	3:18-cv-01941-RDM

STIPULATION AND ORDER

Plaintiff Wilma Knapp ("Plaintiff") and Defendant Susquehanna Village Facility Operations, LLC ("Defendant"), by and through their undersigned counsel, hereby **STIPULATE** as follows:

1. The following class is certified, pursuant to Federal Rules of Civil Procedure ("Civil Rule") 23(a) and 23(b)(3):

> All persons who at the time Defendant stopped operating The Manor at Susquehanna Village ("the Manor"): (i) were currently employed by Defendant at the Manor; (ii) had been employed by Defendant at the Manor for at least one year; and (iii) had positive leave time balances.

These class members are listed in Exhibit A. By agreeing to stipulate to the definition of the class, Defendant does not waive and expressly preserves any and all defenses to the claims asserted in the Complaint, including but not limited to, the arguments asserted in the Motion to Dismiss, the right to assert that no class

member was entitled to receive a payout for accrued leave time at the time Defendant stopped operating The Manor, and the argument that the term "leave time" is overlybroad to the extent it extends beyond vacation time.

2. Winebrake & Santillo, LLC will serve as class counsel pursuant to Civil Rule 23(g), and Plaintiff will serve as the class representative.

3. Within 14 days of the entry of this order, the parties will file with the Court a proposed class notice form that complies with Civil Rule 23(c)(2)(B) and a proposed order approving the notice form and describing all necessary notice protocols and deadlines.

FOR PLAINTIFF:

/s/ Peter Winebrake
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FOR DEFENDANT:

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SO ORDERED this 22nd day of April, 2019.

BY THE COURT

Hon. Robert D. Mariani
United States District Judge