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10
11 **UNITED STATES DISTRICT COURT**
12
13 **NORTHERN DISTRICT OF CALIFORNIA**

14 IN RE: VOLKSWAGEN "CLEAN
15 DIESEL" MARKETING, SALES
16 PRACTICES, AND PRODUCTS
17 LIABILITY LITIGATION

18 This Document Relates To:
19
20 ALL CONSUMER AND RESELLER
21 ACTIONS

MDL No. 2672 CRB (JSC)

**SUPPLEMENTAL STIPULATION AND
ORDER PERMITTING
CERTAIN INDIVIDUALS TO REVOKE
THEIR OPT-OUTS AND
PARTICIPATE IN THE 2.0-LITER AND
3.0-LITER CONSUMER CLASS
ACTION SETTLEMENTS**

The Honorable Charles R. Breyer

1 WHEREAS, on September 22, 2017, the Court issued an Order allowing certain
2 individuals who had opted out of either the Consumer Class Action Settlement Agreement and
3 Release (Amended) (the “2.0-liter Settlement”) or the Consumer and Reseller Dealership 3.0-liter
4 Class Action Settlement Agreement and Release (Amended) (the “3.0-liter Settlement”) (collectively, the “MDL Settlements”) to revoke their opt-outs from, and participate in, the MDL
5 Settlements (the “Initial Participating Individuals”) (Docket No. 3885);

7 WHEREAS, certain additional individuals who opted out of the MDL Settlements now
8 also wish to revoke their opt-outs from, and participate in, the MDL Settlements (the “Additional
9 Participating Individuals,” listed on Appendix A hereto); and

10 WHEREAS, neither the Volkswagen Group Defendants nor the Plaintiffs’ Steering
11 Committee (collectively, the “Parties”) object to the Additional Participating Individuals’
12 revocation of their opt-outs and participation in the MDL Settlements.

13 IT IS THEREFORE STIPULATED AND AGREED, subject to approval of the Court,
14 that the Additional Participating Individuals’ previous opt-outs from the MDL Settlements are
15 revoked, and each Additional Participating Individual may participate in the MDL Settlement
16 from which he or she previously opted out pursuant to the terms set forth in that MDL Settlement.

17 Dated: October 25, 2017

Respectfully submitted,

18 /s/ Elizabeth J. Cabraser
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25 Dated: October 25, 2017

Respectfully submitted,

26 /s/ Robert J. Giuffra, Jr.
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28 Sharon L. Nelles

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Counsel for the Volkswagen Group Defendants

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: October 27, 2017



CHARLES R. BREYER
United States District Judge

Appendix A

PARTICIPATING INDIVIDUALS

1. Acevedo, Jose Elias (TX)
2. Albert, Chad Joseph (VA)
3. Aldrich, Benjamin (TX)
4. Anderson, Cathy (TX)
5. Balderson, Elaine Packett and Graham A. (VA)
6. Baliles, Kelly Handy (VA)
7. Barker, Paul (TX)
8. Barnett, James (TX)
9. Beale, Joseph (TX)
10. Bell, James Harilee (VA)
11. Bersuch, Jeff (TX)
12. Black, Robert (TX)
13. Blue, Thomas C. (VA)
14. Booth, Denise A. and Donald C. (VA)
15. Bostanian, Stefan (CA)
16. Bourg, George (LA)
17. Brady, Donna Lynn and Timothy John (VA)
18. Brannock, James V. (VA)
19. Brauer, Bradley D. (VA)
20. Brown, Barbara (VA)
21. Brown, Daniel (VA)
22. Brown, Timothy (TX)
23. Burkhardt, Arlene D. (VA)
24. Burney, Perry (LA)
25. Byerly, David (TX)
26. Cachine, Michael Ney (VA)
27. Campbell, William Edward (VA)
28. Carden, Richard (VA)
29. Carmichael, Andrew and Lisa Buckowsky (VA)
30. Coble, Jr., Charles G. (VA)
31. Cox, Llewellyn (TX)
32. Crenshaw, Avery (TX)
33. Cross, Dixie and David (FL)
34. Darren, John (TX)
35. Davenport, Aaron C. (VA)
36. Determan, Carol (MN)
37. Dicarlo, Michael (VA)
38. Dowd, Jason (VA)
39. Fears, Kenan P. (VA)
40. Fedigan, John (VA)
41. Fox, Iii, Sharon and Alfred (VA)
42. Frazier, Sonya (VA)
43. French, Harold (VA)
44. Gilliam, James K. (VA)
45. Ginas, Alec (VA)
46. Guerra, Sr., Rolando (TX)
47. Hale, Allen M. and Barbara J. Fiske (VA)
48. Hartnett, Michael (VA)
49. Hensley, Todd Anthony (VA)
50. Hof, Dennis (NV)
51. Huerta, Robert (TX)
52. Hunter, Daryl (TX)
53. James, Nykita (VA)
54. Jiranek, William (VA)
55. Johnson, Stephen (VA)
56. Kelso, Eric (TX)
57. Keohane, Jonathan (VA)
58. Lesser, Jan C. and Diana G. (VA)
59. Lewis, Timothy (NV)
60. Malaney, Saloma (CA)
61. Martin, Mike (TX)
62. Maydian, Curtis Scott and Matthew Thomas (VA)
63. McClain, Paul (CO)
64. McCormick, David (TX)
65. McKinney, Kari (TX)
66. McManuis, Karen (TX)
67. Newgren, Joe (MN)
68. Ogborne, Steven (VA)
69. Okolita, Maria Olga (VA)
70. Ower Mohle, Kurt (VA)
71. Pape, Barbara (TX)
72. Perez, Orlando (TX)
73. Petree, Ross (TX)

74. Pittman, Summer (VA)
75. Reichley, David (VA)
76. Reim, Cathryn (Kalyn) (TX)
77. Rettke, Gary (MN)
78. Rickard, David (VA)
79. Roman, Jason (VA)
80. Rowland, Patrick (VA)
81. Ruckman, Harold E. (VA)
82. Saunders, Brandon (TX)
83. Scheiner, Andrew (VA)
84. Schena, Michael Charles and Ashley
Clarke (VA)
85. Scott, Bobby (TX)
86. Seaberry, James (TX)
87. Sendejo, Connie (TX)
88. Silveri, Patricia (VA)
89. Sloan, Kevin (CO)
90. Smith, Sarah and Jaime (OR)
91. Snyder, William Bowman and Cheryl
Lee (VA)
92. Staengl, Galen (VA)
93. Thompson, Caryl Ann Jones (VA)
94. Thompson, Jill (VA)
95. Thornton, Amy W.B. and John T. (VA)
96. Timboe, Daniel (CA)
97. Ventura, John J. and Joandell D. (VA)
98. Viscusi, Raymond J. (VA)
99. Walsh, David Allan (VA)
100. Weiss, Steven (NV)
101. Wenz, George (OH)
102. Wiera, Stefan (TX)
103. Williams, Charlotte (VA)
104. Winfield, Ward (VA)
105. Woerner, Matthew (TX)
106. Zermeno, Daniel (TX)