

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

CASE NO. 18-23240-CIV-ALTONAGA/Goodman

STEPHANE POIRIER,
individually and on behalf
of all others similarly situated,

Plaintiff,

v.

CUBAMAX TRAVEL INC.,

Defendant.

ORDER

THIS CAUSE came before the Court on the parties' Joint Motion to Amend Preliminary Approval Order, filed February 14, 2019. As noted by the parties, the Court entered an Order [ECF No. 42] on January 3, 2019, approving the parties' Class-Action Settlement Agreement, the proposed Class Notice Program, and Epiq Class Action & Claims Solutions, Inc. as the Class Administrator.

The parties now advise that Defendant has run into significant unexpected issues exporting and de-duplicating the Class Settlement Data from its various dates, which in turn has delayed the Class Administrator's ability to administer the Class Notice Program. (*See* Mot. 2). The parties therefore request the deadlines set forth in the January 3, 2019 Order preliminary approving the Class-Action Settlement Agreement be extended by approximately four weeks. (*See id.*). Additionally, the parties seek to amend the Class Notice program to provide that class members receiving notice via mail should receive notice in the form of a single-imaged postcard, as opposed to the previously contemplated double-imaged postcard with pre-paid postage. (*See id.* 3). The parties have filed the proposed single-imaged postcard, which directs those class members receiving notice of the Settlement Agreement by mail to the Settlement Website to

submit their Claim. (*See id.*).

Being fully advised, it is


ORDERED AND ADJUDGED that the parties' Joint Motion to Amend Preliminary Approval Order [ECF No. 43] is **GRANTED**, and the January 3, 2019 Order [ECF No. 42] is **AMENDED** as follows:

1. The Court sets the following amended schedule for the Final Approval Hearing and the actions which must take place before and after it:

Event	Date
Completion of Mailed Notice	April 1, 2019
Email Notice	April 1, 2019
Motion for Final Approval of the Agreement and Class Counsel's Fee Application and Expenses, and for a Service Award	May 6, 2019
Opting-out of the Agreement and Submission of Objections	May 21, 2019
Responses to Objections	June 5, 2019
Final Approval Hearing	June 20, 2019 at 9:00 a.m.
Last Day Class Claimants May Submit a Claim Form	July 5, 2019

2. The Court **APPROVES** the form and content of the Amended Class Notice form. (*See* [ECF No. 43-3]). The Court finds the Notice reasonably calculated under the circumstances to inform the Settlement Class. The Court also finds the Notice satisfies all applicable requirements of law, including, but not limited to, Federal Rule of Civil Procedure 23 and constitutional due process requirements.

DONE AND ORDERED in Miami, Florida, this 15th day of February, 2019.



CECILIA M. ALTONAGA
UNITED STATES DISTRICT JUDGE

cc: counsel of record