



review the proposed notice. This conference call shall occur during the May 14<sup>th</sup> conference call scheduled above. As Defendant has indicated that there is only “one discrete matter” left to address (*see* Docket No. 106 at 35), the parties shall meet and confer and work diligently toward resolving that matter prior to the conference. If that issue cannot be resolved amicably, the parties shall file a joint stipulation on May 14, 2012 by noon, describing the nature of the issue for the Court’s review.

IT IS FURTHER ORDERED that, because the Court has granted Plaintiffs’ Motion for Conditional Certification, Defendant’s Motion for Summary Judgment on Collective Action Allegations and Disparate Impact Claim (Docket No. [101]) is DENIED, without prejudice to Defendant renewing the motion after class discovery has been completed.

As a consequence of the above rulings, IT IS FINALLY ORDERED that Defendant’s Motion for Protective Order Regarding Late-Noticed Depositions of 22 Witnesses (Docket No. [115]) is DENIED, as moot.

*s/Nora Barry Fischer*  
Nora Barry Fischer  
United States District Judge

cc/ecf: All counsel of record.