

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION**

ELLEN ALLICKS, et al., on behalf of )  
 themselves and others similarly situated, )  
 )  
 Plaintiffs, )  
 )  
 vs. )  
 )  
 OMNI SPECIALTY PACKAGING, LLC, )  
 O'REILLY AUTOMOTIVE STORES, INC., )  
 d/b/a O'REILLY AUTO PARTS, et al., )  
 )  
 Defendants. )

Case No. 4:19-cv-1038-DGK

**ORDER ON DEADLINES FOR SECOND ROUND OF DISTRIBUTIONS**

Now before the Court is the Parties' Joint Status Report. ECF No. 58. The Settlement Administrator is in the process of issuing a second round of distributions to the class pursuant to the Court's Order. ECF No. 52. In so doing, the Settlement Administrator requests an extension for the reissuance of checks to class members and an order setting a final deadline for when checks may no longer be honored.

Because the reissuance of checks and setting a deadline for cashing checks will assist in concluding the second round of distributions, the Court GRANTS the request. The Settlement Administrator shall reissue checks for any additional valid requests for checks that were received on or before August 15, 2023. The last deadline for honoring all checks is November 28, 2023.

Finally, the parties are ORDERED to continue providing status reports every thirty (30) days and, once the second round of distributions is done, to promptly file the appropriate motion to conclude this case through a final distribution—including *cy pres*—that comports with the law. *See In re BankAmerica Corp. Secs. Litig.*, 775 F.3d 1060, 1063–67 (8th Cir. 2015) (outlining the

standard that applies for approval of *cy pres* distributions); *see also Jones v. Monsanto Co.*, 38 F.4th 693, 698–99 (8th Cir. 2022) (approving *cy pres* distribution).

**IT IS SO ORDERED.**

Dated: August 23, 2023

/s/ Greg Kays  
GREG KAYS, JUDGE  
UNITED STATES DISTRICT COURT