

STATE OF ILLINOIS CIRCUIT COURT
NINETEENTH JUDICIAL CIRCUIT
LAKE COUNTY, ILLINOIS

BRENNA STRUCK and TYLER JONES,
*individually and on behalf of all others
similarly situated,*

Plaintiffs,

v.

WOODMAN'S FOOD MARKET,

Defendant.

Case No. 2021-CH-00000053

**PLAINTIFFS' UNOPPOSED MOTION FOR PRELIMINARY APPROVAL
OF CLASS ACTION SETTLEMENT**

Plaintiffs Brenna Struck and Tyler Jones, individually and on behalf of all others similarly situated ("Plaintiffs"), hereby move this Court to:

- a. Appoint Plaintiffs as Class Representatives of the Settlement Class;
- b. Appoint Class Counsel to represent the Settlement Class;
- c. Certify the Settlement Class under 735 ILCS 5/2-801, *et seq.*, for settlement purposes only;
- d. Preliminarily approve this Settlement Agreement for purposes of disseminating Notice to the Settlement Class;
- e. Approve the form and contents of the Notice and the method of its dissemination to Members of the Settlement Class; and
- f. Schedule a Final Approval Hearing to review comments and/or objections regarding this Settlement Agreement, to consider its fairness, reasonableness and adequacy, to consider the application for a Fee Award and Incentive Awards to the Class Representatives, and to consider whether the Court shall issue a Final

Judgment approving this Settlement Agreement, to consider Class Counsel's application for the Fee Award and the Incentive Awards to the Class Representatives, and dismissing the Action with prejudice.

Plaintiffs' Motion is based on: this Motion and the accompanying Notice of Motion; Plaintiffs' Memorandum in Support of Unopposed Motion for Class Action Settlement; the Settlement Agreement; all exhibits and attachments to the Motion and the Settlement Agreement including the Parties' draft Notice, Claim Form, and the Proposed Preliminary Approval Order submitted herewith.

Date: March 15, 2021

Respectfully Submitted,

/s/ Gary M. Klinger

Gary M. Klinger

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Attorneys for Plaintiffs and the Putative Class

CERTIFICATE OF SERVICE

The undersigned, an attorney, on oath states that on March 15, 2021, I filed the foregoing **PLAINTIFFS' UNOPPOSED MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT** with the Clerk of the Court using the Illinois E-Filing System, which should further distribute a true and accurate copy of the foregoing to all counsel of record. Additionally, I hereby certify that I served the foregoing document electronically by emailing copies to the below named attorneys at their respective email addresses:

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/s/ Gary M. Klinger

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