

IN THE IOWA DISTRICT COURT IN AND FOR JOHNSON COUNTY

PHILIP AMOR, et al.)	
<i>Plaintiffs,</i>)	CASE NO. CVCV75753
)	
vs.)	ORDER <i>for</i>
)	PRELIMINARY APPROVAL
BRADFORD HOUSER, et al.)	<i>of</i> SETTLEMENT
<i>Defendants.</i>)	
)	

The Court has before it Plaintiffs' Consent Motion for Preliminary Approval of Settlement as well as proposed class notification and a proposed Consent Decree embodying the agreement of the parties to settle the instant action. The Court, having considered Plaintiffs' instant consent motion and consent motion to modify class certification, proposed notification and proposed Consent Decree in the instant case, ORDERS that:

1. The terms defined in the proposed Consent Decree are incorporated in this Order.
2. The Court preliminarily approves the settlement as set forth in the Consent Decree, subject to the right to the right of any member of the class (as defined in the Consent Decree and modified by this Court according to Plaintiffs' consent motion to modify class certification) to challenge the fairness, reasonableness or adequacy of the Consent Decree, to opt out from the settlement, to present any opposition to the requests for attorneys' fees and to show cause, if any exists, why the instant case should not be settled and compromised and the Consent Decree entered after due and adequate notice to the class as set forth in the Consent Decree and after a hearing on final approval.
3. The Court, having considered the notices and forms proposed by the parties finds the notices and forms fairly and adequately inform the members of the class

of their rights regarding the Consent Decree, including their right to opt out or object to the Consent Decree, to oppose the request for attorneys' fees, and to appear at the hearing for final approval of the Consent Decree. The Court finds that the form of notice and manner of notice are the best practicable means under the circumstances and fully satisfy the requirements of due process and the Iowa Rules of Civil Procedure.

4. The Court hereby schedules a fairness hearing to occur on March 12, 2018 at 10:00 A.M. to determine whether:

(a) the proposed settlement, as set forth in the Consent Decree, should be finally approved as fair, reasonable and adequate pursuant to Iowa R. Civ. P.

1.271 and an Order of Approval be entered;

(b) whether attorney fees should be awarded to Class Counsel, as provided in the Consent Decree;

(c) whether to grant the injunction and other relief in the Consent Decree and to enter the Consent Decree.

5. All pleadings by objectors to the Consent Decree and/or attorney fees and notice to appear at the fairness hearing shall be served on Class Counsel as set forth in the class notice twenty one days before the fairness hearing. All pleadings in support of the Consent Decree and/or the attorney fee award should be filed by fourteen days before the fairness hearing and Class Counsel shall file all pleadings timely served by objectors ten days before the fairness hearing. Any pleadings in response to objections shall be filed seven days before the fairness hearing.

6. The Court may, for good cause, extend any of the deadlines set forth in the Order and/or adjourn the date of the hearing on final approval of the Consent Decree without further notice to members of the class.

IT IS SO ORDERED.



State of Iowa Courts

Type: OTHER ORDER

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ET AL

So Ordered

A handwritten signature in black ink that reads 'Carl D. Baker'. The signature is written in a cursive style and is positioned above a horizontal line.

Carl D. Baker, Senior Judge,
Sixth Judicial District of Iowa