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An Illinois Limited Liability Partnership

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<p>HOCKFIELD & KASHER, PA, on behalf of:</p> <p>itself and all others similarly situated,</p> <p style="text-align: right;">Plaintiff,</p> <p style="text-align: center;">v.</p> <p>STAR MED, LLC,</p> <p style="text-align: right;">Defendant.</p>	<p>:</p> <p>:</p> <p>:</p> <p>:</p> <p>:</p> <p>:</p> <p>:</p> <p>:</p> <p>:</p> <p>:</p> <p>:</p> <p>:</p> <p>:</p> <p>:</p> <p>:</p>	<p>SUPERIOR COURT OF NEW JERSEY</p> <p>CAMDEN COUNTY - LAW DIVISION</p> <p>CIVIL ACTION</p> <p>DOCKET NO. CAM-L-813-17</p>
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**AMENDED ORDER GRANTING PRELIMINARY, NON-BINDING APPROVAL TOP
ROPOSED CLASS ACTION SETTLEMENT, APPROVING FORM OF CLASS
SETTLEMENT NOTICE AND NOTICE DISTRIBUTION PLAN, AND SCHEDULING
A DATE FOR THE FORMAL PUBLIC FAIRNESS HEARING**

This matter having come before the Court upon an unopposed motion by Plaintiff under R. 4:32-2(e) for preliminary, non-binding approval of a proposed class action settlement, court approval of a proposed form of class settlement notice and a plan of notice publication, and setting a hearing date for the formal public fairness hearing on whether to grant final approval to the proposed class settlement, and the Court having considered the Plaintiff's unopposed motion papers, and for good cause shown;

IT IS HEREBY ORDERED this 12 day of September, 2018 as follows:

1. The Court grants preliminary, non-binding approval of the proposed class action settlement;
2. This matter shall preliminarily proceed as a class action with the settlement class defined as follows:

A. Any patient who is a New Jersey citizen that:

1. Received from Defendant a copy of the patient's medical records from a hospital via electronic means;
2. Received a bill from Defendant for the medical records; and
3. Paid the bill from Defendant for the medical records and were not reimbursed for said payment; OR

B. Any patient who is a New Jersey citizen:

1. Whose attorneys requested and received from Defendant a copy of the patient's medical records from a hospital via electronic means;
2. Whose attorney received and paid a bill from Defendant for the medical records; and
3. Who reimbursed by any means the attorney (i.e., retainer, direct payment, deduction from settlement proceeds, or cost judgment) for the payment of Defendant's bill for the medical records; OR

C. An law firm with a New Jersey office that:

1. Received from Defendant a copy of a patient's medical records from a hospital via electronic means;
2. Requested the medical records in the course of representing the patient and was authorized by the patient to request and receive the medical records;
3. Received a bill from Defendant for the medical records; and
4. Paid the bill from Star Med, LLC for the medical records and was not reimbursed for said payment.


Excluding from the Settlement Class Defendant and Class Counsel and any employees or owners of either Defendant or Class Counsel. The

Settlement Class further excludes Joseph A. D'Aversa and Joseph A. D'Aversa Law, as a result of a prior settlement arising from similar claims.

3. The Court preliminarily appoints Plaintiff Hockfield & Kasher, PA as the named Class Representative and preliminarily appoints Stephen DeNittis, of DeNittis Osefchen Prince, P.C., as Class Counsel.
4. It is apparent from the file and presentation of counsel that the proposed Settlement Class meets the requirements of New Jersey Rules of Court 4:32-1 such that Class Notice should be provided.
5. The Court approves the content of the proposed class settlement notice submitted by counsel and the proposed manner of notice distribution. The Court directs that within 30 days of this Order, the class settlement notice shall be sent by first class mail to all persons whom Defendant's records indicate may be class members, at their last known address ("Notice Date"). In addition, within 30 days of this Order, the class settlement notice shall also be published in the *New Jersey Law Journal*, the *Courier Post* and the *Burlington County Times*, and posted on Class Counsel's web site.
6. Any objections to the proposed class settlement, or requests for exclusion from the class, must be submitted to the Clerk, post-marked no later than fourteen (14) days prior to the Fairness Hearing scheduled in this matter. Pursuant to R.4:3201(e)(C), a formal, public fairness hearing on whether to grant final, binding approval to the proposed class action settlement shall be held on December 3, 2018 (suggested date at least 65 days from the date of the Preliminary Approval Order, on or after November 15, 2018) at the Camden County Courthouse, 101 South Fifth Street, Camden, New Jersey, Courtroom 43 at 1:30 AM/PM.

7. The claim Deadline for class members to submit claims will be forty-five (45) days from the Notice Date.
8. Any memoranda of law or other documents in support of final approval of the proposed class settlement, copies of any objections or requests from exclusion that have been submitted to class counsel or defense counsel, and an affidavit attesting that the class notice has been distributed in a manner consistent with this Order, must be submitted to the Court no later than 10 days prior to the hearing on final approval.
9. In the event that the proposed settlement as provided in the Settlement Agreement is not granted final approval by the Court, then the Settlement Agreement, and all drafts, negotiations, discussions and documentation related thereto and orders entered by the Court in connection therewith shall be come null and void. In such event the Agreement and all negotiations and proceedings related thereto shall be withdrawn without prejudice to the rights of any and all parties thereto, who shall be restored to their respective positions as of the date of the execution of this Agreement.

SO ORDERED:



Anthony M. Pugliese, J.S.C.

J.S.C.