

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MINNESOTA**

THOMAS J. STYCZINSKI, on behalf of
himself and all others similarly situated,

Plaintiff

v.

WESTMINSTER MINT, INC.,
A Minnesota Corporation doing business
throughout the United States; BULLION
INTERNATIONAL, INC. d/b/a
HIGHLAND MINT and
INTERNATIONAL FULFILLMENT
HOUSE, A Florida Corporation doing
business in Minnesota and throughout the
United States; IAN CLAY, individually;
and MICHAEL KOTT, individually.

Defendants.

CIVIL ACTION NO. 14-cv-619 SRN/HB

CLASS ACTION

**ORDER GRANTING PRELIMINARY, NON-BINDING APPROVAL TO PROPOSED
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 pursuant to Rule 23 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. The Court, having considered the motion papers, and for good cause shown, HEREBY ORDERS AS FOLLOWS:

1. The Court grants preliminary, non-binding approval of the proposed class action settlement;

2. This matter has previously been certified as a class action for a class defined as:

All residents of the United States who purchased a “Silver Round – American Silver Eagle Design” and/or a “Silver Round – Timber Wolf/Maple Leaf Design,” without the word “COPY” inscribed thereon, that was manufactured, imported, or sold by Defendants between March 7, 2008 and the present.

3. The Court previously appointed Plaintiff Thomas J. Styczinski as the named Class Representative and appointed Stephen DeNittis of DeNittis Osefchen, P.C. as Class Counsel.

4. It is apparent from the file and presentation of counsel that the Class meets the requirements Federal Rule of Civil Procedure 23 such that Class Notice regarding the proposed Settlement 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 20 days of this Order, the class settlement notice shall be sent by email to all persons whom Defendant Westminster Mint, Inc.’s records indicate may be class members, at their last known email address. In addition, within 20 days of this Order, or on the first available publication date as permitted by the publications publishing guidelines, the class settlement notice shall be published on one date in the following publications: (a) *USA Today*; (b) *Coin World*; (c) *Numismatist*; and (d) *World Coin News*. The class settlement notice shall also be 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 formal public fairness hearing scheduled in this matter.

7. Pursuant to Rule 23 of the Federal Rules of Civil Procedure, a formal, public fairness hearing on whether to grant final, binding approval to the proposed class action settlement

shall be held before the Honorable Susan R. Nelson on _____, 2015
(Suggested date to be at least 85 days from the date of this order to allow for notice), at _____
a.m/p.m., Courtroom _____, United States District Court for the District of Minnesota, 316 North
Robert Street, St. Paul, MN before the Honorable The Honorable Susan Richard Nelson.

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 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 public fairness hearing set forth in paragraph 7 above.

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 become null and void. In such event the Settlement 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 the Agreement.

SO ORDERED.

Dated: _____, 2015

The Honorable Susan Richard Nelson
United States District Court Judge