

LMA LEGAL, LLC, on behalf of itself and all others similarly situated,

Plaintiff,

v.

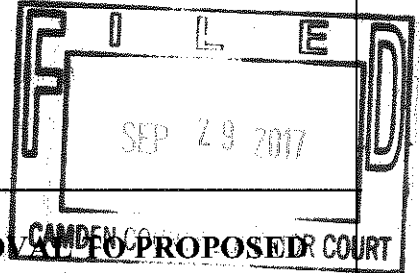
RECORD REPRODUCTION SERVICES, INC. (d/b/a "RRS"),

Defendant.

SUPERIOR COURT OF NEW JERSEY  
CAMDEN COUNTY

DOCKET NO. CAM-L-4137-16

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 N.J. Ct. 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 distribution, 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 on this 27 day of Sept, 2017, 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:

**All patients who are New Jersey citizens, or representatives authorized by such patients to receive copies of their medical records:**

1. who, between November 11, 2010 and the present, received a bill from RRS for copies of patient medical records, which were created by a New Jersey health care provider other than a hospital; and
2. who paid that RRS bill; and

3. **excluding from the class RRS and DeNittis Osefchen Prince, P.C., and any employees, officers or owners of either RRS or DeNittis Osefchen Prince, P.C.**

3. The Court preliminarily appoints LMA Legal, LLC 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 filings and presentation of counsel that the proposed Settlement Class meets the requirements of N.J. Ct. Rule 4:32-1 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 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 addresses contained in Defendant's records. To the extent Defendant has no mailing address for any Class Member in its records, notice may be sent to such Class Member via email or facsimile, based on such contact information contained in Defendant's records. Defendant also shall publish the class notice in the following newspapers within 30 days of this Order: *The Star-Ledger*, the *Record*, the *Asbury Park Press*, the *Press of Atlantic City*, the *Courier-Post*, and the *Times*. The class settlement notice shall moreover be posted on Class Counsel's web site within 30 days of this Order.

6. Any objections to the proposed class settlement must be filed with this Court, and any requests for exclusion from the class must be submitted to Class Counsel and Defendant's Counsel, post-marked no later than fourteen (14) days prior to the formal public fairness hearing scheduled in this matter. Improper or untimely objections shall not be considered.

7. Pursuant to N.J. Ct. Rule 4:32-2(e)(C), a formal, public fairness hearing on whether to grant final, binding approval to the proposed class action settlement shall be held on

Monday

2018

Sept 22,

2017 (suggested date at least 90 days from the date of this order) at

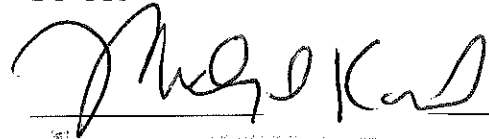
the Camden County Courthouse, 101 South Fifth Street, Camden, New Jersey 1:30pm,

Courtroom ~~13~~ at ~~13~~ 32

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 Defendant's 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:



Michael J. Kassel, J.S.C.

**"Reasons Set Forth on Record"**

9/29/17