

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK**

PRECISION ASSOCIATES, INC., *et al.*,

Plaintiffs,

vs.

PANALPINA WORLD TRANSPORT  
(HOLDING) LTD., *et al.*,

Defendants.

**Case No.: 08-CV-00042 (JG) (VVP)**

**NOTICE OF MOTION AND MOTION FOR (1) PRELIMINARY APPROVAL OF  
SETTLEMENTS WITH DEFENDANTS AGILITY HOLDINGS, INC., AGILITY  
LOGISTICS CORP., GEOLOGISTICS CORP., GEOLOGISTICS INTERNATIONAL  
MANAGEMENT (BERMUDA) LIMITED; UNITED PARCEL SERVICE, INC., AND  
UPS SUPPLY CHAIN SOLUTIONS, INC., AND (2) CONDITIONAL CERTIFICATION  
OF THE SETTLEMENT CLASS**

**TO: ALL COUNSEL OF RECORD.**

**PLEASE TAKE NOTICE THAT** a hearing on Plaintiffs' Motion to Preliminarily Approve Settlements with Agility Holdings, Inc., Agility Logistics Corp., Geologistics Corp., and Geologistics International Management (Bermuda) Limited (collectively, "Agility"); and United Parcel Service, Inc., and UPS Supply Chain Solutions, Inc.;<sup>1</sup> and to Conditionally Certify the Settlement Class will be heard before the Honorable John Gleeson, United States District Judge, at the United States District Courthouse, 225 Cadman Plaza East, Brooklyn, on a date and time to be determined by the Court.

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<sup>1</sup> Executed copies of each settlement agreement are attached to the Declaration of W. Joseph Bruckner In Support Of Plaintiffs' Motion To Preliminarily Approve Settlement With Defendants And Conditionally Certify the Settlement Class ("Bruckner Dec.").

This motion is based upon this Motion, the Memorandum of Law in Support, the Declaration of W. Joseph Bruckner in Support, and the exhibits thereto, and upon all files, and proceedings herein.

Dated: December 15, 2014

Respectfully submitted,

/s/ Adam J. Zapala

ADAM J. ZAPALA

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