

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

PRECISION ASSOCIATES, INC., et al., on
behalf of themselves and all others similarly
situated,

Plaintiffs,

vs.

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

Defendants.

Case No.: 08-CV-00042 (BMC) (PK)

**ORDER APPROVING PLAINTIFFS' MOTION FOR APPROVAL OF
THE CLASS NOTICE PROGRAM FOR THE THIRD AND FINAL ROUND OF
SETTLEMENTS**

THIS CAUSE came before the Court on Plaintiffs' Motion for Approval of the Class Notice Program for the Third and Final Round of Settlements. The Court, having reviewed the Motion, its accompanying memorandum, declarations and the exhibits thereto, the proposed notices and the file, hereby:

ORDERS AND ADJUDGES:

1. The Court finds that Plaintiffs' proposed Class Notice Program, supported by the work of notice experts, fully complies with Federal Rule of Civil Procedure 23, due process and provides the best notice practicable under the circumstances. The Court approves the proposed Notice Program, including, but not limited to, the Detailed Notice, Publication Notice, and Postcard Notice.

2. A hearing (the "Final Fairness Hearing") shall be held by this Court on November 4, 2016 at 10 A.M. in Courtroom 8D South before the Honorable Brian M. Cogan at the United States District Court for the Eastern District of New York, 225 Cadman Plaza East, Brooklyn,

New York, 11201 to make a final determination as to whether the proposed settlements are fair, adequate, and reasonable to the settlement classes and should be finally approved by the Court.

3. Any member of the settlement classes may request to be excluded from one of more of the settlements; such a request for exclusion must be made no later than forty-five (45) days prior to the date of the Final Fairness Hearing, and must otherwise comply with the requirements set forth in the long form notice provided on the website:

<http://www.FreightForwardCase.com>. Any member of a settlement class that does not timely seek exclusion from said class and who wishes to object to the terms of the relevant proposed settlement must do so in writing, must mail or deliver copies of such an objection to Counsel for the Settling Parties and to the Clerk of the Court no later than forty-five days before the Final Fairness Hearing, and must otherwise comply with the requirements set forth in the long form notice provided on the Settlement Website.

4. Settlement Class Counsel shall file any motion concerning the payment of and/or distribution of attorneys' fees, costs, and/or incentive awards sixty (60) days prior to the Final Fairness Hearing. Settlement Class Counsel shall post a copy of any motion for attorneys' fees and supporting papers on the settlement website within twenty-four (24) hours after it is filed with the Court. Comments and/or objections to any motion must be made in writing and comply with the requirements set forth in the long form notice posted on the settlement website, and must be received by Settlement Class Counsel, and filed with the Court, at least forty-five (45) days prior to the Final Fairness Hearing.

5. In the event that one or more of the proposed settlements are finally approved by the Court after the Final Fairness Hearing, the deadline for class members to submit claims for the third and final round of settlements will be 150 days after that hearing, which is set for

November 4, 2016. Consequently, the claims filing deadline for the third and final round of settlements shall be April 3, 2017. Settlement Class Counsel shall post the claims filing deadline on the Settlement Website.

6. Settlement Class Counsel are authorized to pay out of the Settlement Funds sums actually invoiced by Epiq Systems, Inc. and Kinsella Media, as reflected in the Redell and Kinsella declarations, for notice costs.

7. Settlement Class Counsel is directed to insert the appropriate dates into the proposed notices based on the Court's established date for the final approval hearing.

IT IS SO ORDERED.

DATED: May 10, 2016

Conformed copies furnished to:
Counsel of Record

Digitally signed by Brian M.
Cogan 

HON. BRIAN M. COGAN
United States District Judge