

STATE OF NEW MEXICO
COUNTY OF BERNALILLO
SECOND JUDICIAL DISTRICT COURT

SHERRI BARTH, FREDDIE MORA,
JULIAN OCHOA and DESIREE MOYA,
on behalf of themselves and others similarly situated,

Plaintiffs,

v.

D-202-CV-2015-08162

COURTESY LOANS OF NEW MEXICO, LLC,

Defendant.

PRELIMINARY APPROVAL ORDER

THIS MATTER comes to be considered upon Plaintiffs' Unopposed Motion for Preliminary Approval of Settlement Agreement. The motion was brought on behalf of themselves, a class and subclass of similarly situated persons. The Court has reviewed and approved the motion. For good cause shown, **IT IS ORDERED**:

1. The Court affirms its prior order that this action shall be maintained as a class action.
2. The Class consists of all customers sued by Courtesy Loans, beginning four years prior to the filing of this lawsuit (including persons who were sued after the date this action was filed), where a non-lawyer employee of Courtesy Loans signed the complaint or another pleading, or where a non-lawyer employee appeared in Court to litigate the case for the company.
3. The Subclass consists of class members from whom Courtesy Loans collected money pursuant to the lawsuits it filed, principally by garnishment of their wages.
4. The Court finds that the proposed Settlement Agreement is within the range of fairness and reasonableness and grants preliminary approval to it.

5. The Court affirms Richard Feferman, of Feferman, Warren & Mattison, as class counsel.
6. The Court approves the Notice of Class Action Settlement and directs that within 21 days after the entry of this Order, Plaintiffs shall mail the proposed Notice to members of the Subclass following the procedure set forth in the Motion for Preliminary Approval.
7. Subclass Members shall have until 45 days after the deadline for mailing to opt out of or object to the proposed Settlement Agreement. Any Subclass Members who wish to opt out or object to the settlement must submit a statement in writing to the Clerk of the Court and serve copies on Class Counsel by that date, following the procedures set forth in the Notice. Objectors who have filed written objections to the settlement must also appear at the final approval hearing and be heard on the fairness of the settlement.
8. Plaintiffs shall submit their motion for final approval no later than 10 days prior to the final approval (“fairness”) hearing.
9. A hearing on the fairness and reasonableness of the Settlement Agreement and whether final approval shall be given to it, to the service awards requested for Plaintiffs, the requests for fees and expenses by Class Counsel, the request for costs to administer the settlement, and any other matters germane to the settlement, will be held before this Court on **February 28, 2023 at 9:00 a.m.** by Zoom.

SO ORDERED.



Honorable Elaine P. Lujan
District Court Judge

Approved:

/s/Richard N. Feferman

Feferman, Warren & Mattison, Attorneys for Plaintiffs

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