

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

ALEJANDRO MORALES, *on behalf of
himself and those similarly situated,*

Plaintiff,

vs.

HEALTHCARE REVENUE
RECOVERY GROUP, LLC and JOHN
DOES 1 to 10,


Defendants.

Civil Action No. 2:15-cv-08401-JBC

**ORDER GRANTING
PRELIMINARY APPROVAL OF
CLASS ACTION SETTLEMENT
AGREEMENT**

The Court having considered Plaintiff's Motion filed March 7, 2025 seeking a hearing (the "Hearing") to determine whether the Parties' Class Action Settlement Agreement ("Settlement") is fair, reasonable, and adequate, and, in furtherance of such Hearing, the Parties agreed to seek approval as to the form and method for giving notice of the Hearing to the proposed class members who would be bound by the Settlement and for other relief, and Defendants having consented to the form and entry of this Order, and, based on the Motion record presented to the Court, the Court is satisfied that, as required under Rule 23(e)(1)(B)(i) and (ii), the Court will likely be able to approve the Settlement pursuant to Rule 23(e)(2) and certify the class for settlement purposes, and the Court finding

- A. The members of the Class can be identified by name and last known address from Defendant's records;

- B. The Class is so numerous that joinder of all members is impractical in that there are 49,252 members excluding Plaintiff;
- C. There are questions of law and fact common among Plaintiff and the Class;
- D. Plaintiff's claims are typical of the Class members' claims;
- E. Plaintiff is an appropriate and adequate representative for the Class with no apparent interest in conflict with the interests of the Class;
- F. The questions of law and fact common to the Class predominate over any questions affecting only individual members;
- G. A class action is superior to other methods for fairly and efficiently settling this controversy;
- H. Plaintiff's counsel, Yongmoon Kim, Esq., ~~Eliyahu Dov Kawebblum, Esq.~~ , and Mark Jensen, Esq. of the Kim Law Firm LLC have and will continue to fairly and adequately represent the interests of the Class;
- I. The factors for approval of class action settlements weigh in favor of the likelihood the Court will, after a hearing, approve the Agreement; and

for good cause shown; and for the reasons set forth on the record on May 7, 2025;

IT IS HEREBY ORDERED:

1. Plaintiff's Motion is **GRANTED**.
2. At the date and time set forth in ¶ 9(e), the Court will conduct the **Hearing** as to whether the Settlement is fair, reasonable, and adequate. The Court may adjourn the Hearing to a later date or time without further notice to the Class.
3. The Court approves the form of Class Notice submitted with Plaintiff's Motion as Exhibit 1 to the Settlement and the Settlement appears as Exhibit A to the Declaration of Yongmoon Kim filed March 7, 2025.

4. The Court approves serving the Class Notice by mail pursuant to the notice plan set forth in the Settlement which includes, among other things, updating address records from the U.S. Post Office's National Change of Address Database, re-mailing of returned notices when updated addresses are available, and the exclusion of those Class members who do not receive the Class Notice.

5. In accordance with the Settlement, Defendants have secured the services of Atticus Administration, LLC as the Administrator. The Administrator shall comply with this Order including the terms of the Settlement. The initial mailing of the Class Notice to all Class members shall be completed by the **Class Notice Mailing Deadline** set forth in ¶ 9(a).

6. Any member of the Class may request to be excluded from the Class in writing and in accordance with the procedure set forth in the Class Notice. All requests received or postmarked by the **Exclusion Deadline** set forth in ¶ 9(b) shall be excluded from the Class. Any request received or postmarked after the Exclusion Deadline may, in the Court's discretion and after hearing from the Parties, grant or deny the request.

7. Any member of the Class may object to or oppose the Court's approval of the Settlement. An objection must be in writing and contain the information as set forth in the Class Notice. An objection must be filed by the

Objection Deadline set forth in ¶ 9(c). Any objection filed after the Objection Deadline will be overruled as untimely and not considered on the merits.

8. The Parties shall file all materials for consideration at the Hearing no later than the **Submission Deadline** set forth in ¶ 9(d). Such materials shall include but not be limited to Class Counsel's application for approval of attorneys' fees and expenses, any response to a timely-filed objection, Defendant's proof of service of the notices required under 28 U.S.C. § 1715, and the administrator's report regarding the mailing of the Class Notice and its receipt of requests for exclusion.

9. The following dates and/or times are set for the following:

- a. Class Notice Mailing Deadline: May 26, 2025
- b. Exclusion Deadline: July 1, 2025
- c. Objection Deadline: July 1, 2025
- d. Submission Deadline: August 1, 2025
- e. Hearing: August 20, 2025 at 2:00 P.M.

SO ORDERED:



HONORABLE JAMES B. CLARK, III
United States Magistrate Judge