

IN THE CIRCUIT COURT OF KANKAKEE COUNTY,
ILLINOIS TWENTY-FIRST JUDICIAL CIRCUIT

FILED

APR 01 2024

Sandra M. Cline
CIRCUIT COURT CLERK

SHANNON GRIFFIN, on behalf of herself
and all similarly situated individuals,

Plaintiff,

v.

TIMECO SYSTEMS, INC.,

Defendant.

Case No.: 2023CH38

Hon. Judge Lindsay A. Parkhurst

PRELIMINARY APPROVAL ORDER

This matter having come before the Court on Plaintiffs' Unopposed Motion and Memorandum of Law for Preliminary Approval of Class Action Settlement ("the Motion"), the Court having reviewed and considered the Motion, the Class Action Settlement Agreement ("Settlement" or "Settlement Agreement"), including all attachments to the Settlement Agreement, and the Court being fully advised in the premises,

IT IS HEREBY ORDERED AS FOLLOWS:

1. Capitalized terms used and not otherwise defined in this Order are defined in the Settlement Agreement.
2. The Settlement is preliminarily approved as fair, reasonable, and adequate. The Settlement Agreement was negotiated at arm's-length between counsel who are experienced in class action litigation.
3. For settlement purposes only, the Court finds that the requirements for a class action under Section 2-801 of the Illinois Code of Civil Procedure are preliminarily satisfied, including numerosity, commonality and predominance, adequacy, and appropriateness of class treatment. The "Class Period" is defined as:

February 1, 2018 to the date that Defendant's BIPA policy became publicly available, which is May 31, 2023 ("BIPA Notice").

The Settlement Class is defined as:

All individuals who scanned a finger on a TimeCo device within the State of Illinois during the Class Period before the Defendant's BIPA Notice was available ("the Settlement Class" or "Settlement Class Members").

4. For settlement purposes only, the Court appoints Shannon Griffin Settlement Class Representative.

5. For settlement purposes only, the Court appoints the following attorneys as Settlement Class Counsel:

Douglas M. Werman Maureen A. Salas Werman Salas P.C. 77 West Washington Street Suite 1402 Chicago, IL 60602 (312) 419-1008 dwerman@flsalaw.com msalas@flsalaw.com	Jordan Richards USA Employment Lawyers - Jordan Richards PLLC 1800 SE 10 th Ave. Suite 205 Fort Lauderdale, FL 33316 jordan@jordanrichardspllc.com
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6. The Court approves the Notices of Class Action Settlement ("Notice") attached as Exhibits A and B to the Settlement Agreement and orders distribution of the Notice and Claim Form to the Class Members as described in the Settlement Agreement. Issuance of the Notice via direct United States mail and email (for those Settlement Class Members for whom Defendants provide a personal email address) satisfies due process, the requirements of Section 2-803 of the Illinois Code of Civil Procedure and constitutes the best notice practicable under the circumstances.

7. The Court appoints Analytics Consulting LLC as the Settlement Administrator to perform all duties described in the Settlement Agreement or ordered by this Court.

8. Any Settlement Class Member may request to be excluded from the Settlement by submitting a written request for exclusion to the Settlement Administrator as described in the Notice within 75 days from the date the Notice is mailed.

9. Any Settlement Class Member who excludes himself or herself from the Settlement will not be entitled to any recovery under the Settlement and will not be bound by the Settlement or have any right to object, appeal, or comment on it.

10. Any Settlement Class Member who does not request to be excluded from the Settlement may object to the Settlement by submitting a written statement to the Settlement Administrator as described in the Notice within 75 days from the date the Notice is mailed.

11. Within 30 days after the date of the initial distribution of the Notice to Settlement Class Members, Settlement Class Counsel shall file a motion for attorneys' fees, litigation costs, settlement administration costs, and the Settlement Class Representative's Service Award.

12. Within seven days before the Final Approval Hearing, Settlement Class Counsel shall file a motion for Final Approval of the Settlement.

11-14-24 @ 9³⁰ AM

13. The Court schedules a Final Approval Hearing for _____, 2024 at _____m., to consider, among other things, (1) whether to finally approve the Settlement; (2) whether to approve Settlement Class Counsel's request for attorneys' fees and litigation costs; (3) whether to approve the Class Representative's request for a Service Award; (4) whether to approve the Settlement Administrator's costs; and (5) whether a final judgment as provided under the Settlement Agreement should be entered, including an order dismissing the claims in the Action against Defendant. The Final Approval Hearing will take place via [In Person or Zoom].

14. The Final Approval Hearing may be postponed, adjourned, transferred, or continued by order of the Court without further notice to Settlement Class Members.

15. At or following the Final Approval Hearing, the Court may enter a final judgment approving the Settlement and entering a Final Approval Order in accordance with the Settlement that adjudicates the rights of all Settlement Class Members.

16. All proceedings in the Action remain stayed until further order of the Court except such actions as may be necessary to implement the Settlement Agreement and this Order.

Entered: 4-1-24


Hon. Lindsay A. Parkhurst

Douglas Werman DWERMAN@FLSALAW.COM
Counsel for Plaintiffs