

North Tampa Administrator
c/o Rust Consulting Inc - 7458
P.O. Box 54
Minneapolis, MN 55440-0054

FOR OFFICIAL USE ONLY

01

IMPORTANT LEGAL MATERIALS



<<Name1>>
<<Name2>>
<<Name3>>
<<Name4>>
<<Address1>>
<<Address2>>
<<Address3>>
<<City>> <<State>> <<Zip 10>>
<<CountryName>>

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Babcock, et al v. North Tampa Anesthesia Consultants, et al

UNITED STATES BANKRUPTCY COURT FOR THE MIDDLE DISTRICT OF FLORIDA

Case No. 8:20-bk-2101-CPM.

Must Be Postmarked No Later Than
NOVEMBER 24, 2021

CLASS ACTION CLAIM FORM

IF YOU WANT TO RECEIVE A SETTLEMENT PAYMENT, COMPLETE STEPS 1-4 BELOW ACCURATELY AND COMPLETELY, THEN MAIL YOUR COMPLETED CLASS ACTION CLAIM FORM AND COMPLETED IRS FORM W-4 ("W-4 FORM") AND IRS FORM I-9 ("I-9 FORM"), BY FIRST CLASS U.S. MAIL TO THE ADDRESS BELOW SO THAT IT IS POSTMARKED ON OR BEFORE NOVEMBER 24, 2021.

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Minneapolis, MN 55440-0054

STEP 1 – MAILING ADDRESS (FILL OUT COMPLETELY)

CLAIMANT INFORMATION

First Name: _____ M.I.: _____ Last Name: _____

Primary Address: _____

Primary Address Continued: _____

Foreign Province: _____ Foreign Postal Code: _____

Foreign Country Name/Abbreviation: _____

City: _____ State: _____ Zip Code: _____





STEP 2 - CONTACT INFORMATION

Email Address: _____

Telephone number (home): (____) ____ - ____

Telephone number (work): (____) ____ - ____

STEP 3 – VERIFICATION OF EMPLOYMENT

I declare under penalty of perjury that I was a student at Wolford College and participated in an internship program with North Tampa Anesthesia Consultants as a Student Registered Nurse Anesthetist (SRNA) after September 5, 2008, and I was not paid at least the minimum wage pursuant to Fla. Const. Art. X §24(c).

IN ORDER TO BE ELIGIBLE TO RECEIVE A SETTLEMENT PAYMENT, YOU MUST COMPLETE, SIGN AND MAIL THIS CLAIM FORM AND W-4 FORM AND I-9 FORM (AND ALL REQUIRED SUPPORTING DOCUMENTS) BY FIRST CLASS MAIL OR EQUIVALENT, POSTAGE PAID, POSTMARKED ON OR BEFORE NOVEMBER 24, 2021, TO THE SETTLEMENT ADMINISTRATOR AT THE ADDRESS LISTED ABOVE. YOU MAY VIEW THE SETTLEMENT DOCUMENTS IN THIS MATTER AT [HTTPS://NORTHTAMPACRNALAWSUIT.COM/](https://NORTHTAMPACRNALAWSUIT.COM/).

Failure to Submit This Properly Completed Claim Form along with a Properly Completed W-4 Form and I-9 Form Before the Deadline Will Result in Denial of Your Claim. If you fail to return a valid and timely Claim Form, W-4 Form, and I-9 Form, you will receive nothing under the Settlement, will fail to exclude yourself from the Settlement, and will be bound by the release of claims as set forth in the Notice. If you file a valid and timely Claim Form, W-4 Form, and I-9 Form, you will also be bound by the release of all claims as set forth in the Notice.

STEP 4 - SIGNATURE OF CLAIMANT RELEASING ALL CLAIMS

By signing below, you acknowledge and agree that you have read and understood the accompanying Notice of Proposed Class Action Settlement (“Notice”) and are choosing to participate in this action and make a claim under the terms of the Settlement Agreement. You agree to release the claims as described in the Notice. You understand that you will receive I.R.S. Form W-2 tax reporting forms (or other applicable tax form(s)) reflecting the payment you receive pursuant to the Settlement Agreement.

The undersigned hereby certifies under penalty of perjury under the laws of the United States of America that all of the information provided in this Claim Form is true and correct.

Signature: _____ Dated (mm/dd/yyyy): ____ / ____ / ____

Print Name: _____

STEP 5 - COMPLETE THE ENCLOSED FORM W-4 and I-9 form

To receive your cash payment, you must properly complete, sign, date and return the enclosed W-4 Form and I-9 Form (and all required supporting documents) and return it to the Settlement Administrator with your Class Action Claim Form.

**Please only send copies of the I-9 supporting documents.
DO NOT SEND ORIGINAL DOCUMENTS.**



Employment Eligibility Verification
Department of Homeland Security
U.S. Citizenship and Immigration Services

USCIS
Form I-9
 OMB No. 1615-0047
 Expires 10/31/2022

► **START HERE:** Read instructions carefully before completing this form. The instructions must be available, either in paper or electronically, during completion of this form. Employers are liable for errors in the completion of this form.

ANTI-DISCRIMINATION NOTICE: It is illegal to discriminate against work-authorized individuals. Employers **CANNOT** specify which document(s) an employee may present to establish employment authorization and identity. The refusal to hire or continue to employ an individual because the documentation presented has a future expiration date may also constitute illegal discrimination.

Section 1. Employee Information and Attestation (*Employees must complete and sign Section 1 of Form I-9 no later than the first day of employment, but not before accepting a job offer.*)

Last Name (Family Name)	First Name (Given Name)	Middle Initial	Other Last Names Used (if any)	
Address (Street Number and Name)		Apt. Number	City or Town	State ZIP Code
Date of Birth (mm/dd/yyyy)	U.S. Social Security Number ____ - ____ - ____	Employee's E-mail Address		Employee's Telephone Number

I am aware that federal law provides for imprisonment and/or fines for false statements or use of false documents in connection with the completion of this form.

I attest, under penalty of perjury, that I am (check one of the following boxes):

<input type="checkbox"/> 1. A citizen of the United States
<input type="checkbox"/> 2. A noncitizen national of the United States (See instructions)
<input type="checkbox"/> 3. A lawful permanent resident (Alien Registration Number/USCIS Number): _____
<input type="checkbox"/> 4. An alien authorized to work until (expiration date, if applicable, mm/dd/yyyy): _____ Some aliens may write "N/A" in the expiration date field. (See instructions)
Aliens authorized to work must provide only one of the following document numbers to complete Form I-9: An Alien Registration Number/USCIS Number OR Form I-94 Admission Number OR Foreign Passport Number.
1. Alien Registration Number/USCIS Number: _____ OR 2. Form I-94 Admission Number: _____ OR 3. Foreign Passport Number: _____ Country of Issuance: _____
QR Code - Section 1 Do Not Write In This Space

Signature of Employee	Today's Date (mm/dd/yyyy)
-----------------------	---------------------------

Preparer and/or Translator Certification (check one):

I did not use a preparer or translator. A preparer(s) and/or translator(s) assisted the employee in completing Section 1.
(Fields below must be completed and signed when preparers and/or translators assist an employee in completing Section 1.)

I attest, under penalty of perjury, that I have assisted in the completion of Section 1 of this form and that to the best of my knowledge the information is true and correct.

Signature of Preparer or Translator	Today's Date (mm/dd/yyyy)		
Last Name (Family Name)	First Name (Given Name)		
Address (Street Number and Name)	City or Town	State	ZIP Code

STOP Employer Completes Next Page **STOP**





LISTS OF ACCEPTABLE DOCUMENTS

All documents must be UNEXPIRED

Employees may present one selection from List A
or a combination of one selection from List B and one selection from List C.

LIST A Documents that Establish Both Identity and Employment Authorization	OR	LIST B Documents that Establish Identity	AND	LIST C Documents that Establish Employment Authorization
<ol style="list-style-type: none">1. U.S. Passport or U.S. Passport Card2. Permanent Resident Card or Alien Registration Receipt Card (Form I-551)3. Foreign passport that contains a temporary I-551 stamp or temporary I-551 printed notation on a machine-readable immigrant visa4. Employment Authorization Document that contains a photograph (Form I-766)5. For a nonimmigrant alien authorized to work for a specific employer because of his or her status:<ol style="list-style-type: none">a. Foreign passport; andb. Form I-94 or Form I-94A that has the following:<ol style="list-style-type: none">(1) The same name as the passport; and(2) An endorsement of the alien's nonimmigrant status as long as that period of endorsement has not yet expired and the proposed employment is not in conflict with any restrictions or limitations identified on the form.6. Passport from the Federated States of Micronesia (FSM) or the Republic of the Marshall Islands (RMI) with Form I-94 or Form I-94A indicating nonimmigrant admission under the Compact of Free Association Between the United States and the FSM or RMI		<ol style="list-style-type: none">1. Driver's license or ID card issued by a State or outlying possession of the United States provided it contains a photograph or information such as name, date of birth, gender, height, eye color, and address2. ID card issued by federal, state or local government agencies or entities, provided it contains a photograph or information such as name, date of birth, gender, height, eye color, and address3. School ID card with a photograph4. Voter's registration card5. U.S. Military card or draft record6. Military dependent's ID card7. U.S. Coast Guard Merchant Mariner Card8. Native American tribal document9. Driver's license issued by a Canadian government authority <p style="text-align: center;">For persons under age 18 who are unable to present a document listed above:</p> <ol style="list-style-type: none">10. School record or report card11. Clinic, doctor, or hospital record12. Day-care or nursery school record		<ol style="list-style-type: none">1. A Social Security Account Number card, unless the card includes one of the following restrictions:<ol style="list-style-type: none">(1) NOT VALID FOR EMPLOYMENT(2) VALID FOR WORK ONLY WITH INS AUTHORIZATION(3) VALID FOR WORK ONLY WITH DHS AUTHORIZATION2. Certification of report of birth issued by the Department of State (Forms DS-1350, FS-545, FS-240)3. Original or certified copy of birth certificate issued by a State, county, municipal authority, or territory of the United States bearing an official seal4. Native American tribal document5. U.S. Citizen ID Card (Form I-197)6. Identification Card for Use of Resident Citizen in the United States (Form I-179)7. Employment authorization document issued by the Department of Homeland Security

Examples of many of these documents appear in the Handbook for Employers (M-274).

Refer to the instructions for more information about acceptable receipts.



* B A R C O D E 3 9 *

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Form **W-4**

(Rev. December 2020)
Department of the Treasury
Internal Revenue Service

Employee's Withholding Certificate

OMB No. 1545-0074

2021

- Complete Form W-4 so that your employer can withhold the correct federal income tax from your pay.
- Give Form W-4 to your employer.
- Your withholding is subject to review by the IRS.

**Step 1:
Enter
Personal
Information**

Step 1: Enter Personal Information	<p>(a) First name and middle initial</p> <p>Address</p> <p>City or town, state, and ZIP code</p>	<p>Last name</p> <p>(b) Social security number</p> <p>► Does your name match the name on your social security card? If not, to ensure you get credit for your earnings, contact SSA at 800-772-1213 or go to www.ssa.gov.</p>
	<p>(c) <input type="checkbox"/> Single or Married filing separately <input type="checkbox"/> Married filing jointly or Qualifying widow(er) <input type="checkbox"/> Head of household (Check only if you're unmarried and pay more than half the costs of keeping up a home for yourself and a qualifying individual.)</p>	

Complete Steps 2–4 ONLY if they apply to you; otherwise, skip to Step 5. See page 2 for more information on each step, who can claim exemption from withholding, when to use the estimator at www.irs.gov/W4App, and privacy.

**Step 2:
Multiple Jobs
or Spouse
Works**

Complete this step if you (1) hold more than one job at a time, or (2) are married filing jointly and your spouse also works. The correct amount of withholding depends on income earned from all of these jobs.

Do **only one** of the following.

- (a) Use the estimator at www.irs.gov/W4App for most accurate withholding for this step (and Steps 3–4); **or**
- (b) Use the Multiple Jobs Worksheet on page 3 and enter the result in Step 4(c) below for roughly accurate withholding; **or**
- (c) If there are only two jobs total, you may check this box. Do the same on Form W-4 for the other job. This option is accurate for jobs with similar pay; otherwise, more tax than necessary may be withheld ►

TIP: To be accurate, submit a 2021 Form W-4 for all other jobs. If you (or your spouse) have self-employment income, including as an independent contractor, use the estimator.

Complete Steps 3–4(b) on Form W-4 for only ONE of these jobs. Leave those steps blank for the other jobs. (Your withholding will be most accurate if you complete Steps 3–4(b) on the Form W-4 for the highest paying job.)

Step 3:

If your total income will be \$200,000 or less (\$400,000 or less if married filing jointly):

**Claim
Dependents**

Multiply the number of qualifying children under age 17 by \$2,000 ► \$ _____

Multiply the number of other dependents by \$500 ► \$ _____

Add the amounts above and enter the total here

3 \$ _____

**Step 4
(optional):**

**Other
Adjustments**

(a) **Other income (not from jobs).** If you want tax withheld for other income you expect this year that won't have withholding, enter the amount of other income here. This may include interest, dividends, and retirement income

4(a) \$ _____

(b) **Deductions.** If you expect to claim deductions other than the standard deduction and want to reduce your withholding, use the Deductions Worksheet on page 3 and enter the result here

4(b) \$ _____

(c) **Extra withholding.** Enter any additional tax you want withheld each **pay period**

4(c) \$ _____

**Step 5:
Sign
Here**

Under penalties of perjury, I declare that this certificate, to the best of my knowledge and belief, is true, correct, and complete.

► Employee's signature (This form is not valid unless you sign it.)

► Date

**Employers
Only**

Employer's name and address

First date of
employment

Employer identification
number (EIN)



* 7 4 5 8 *

* W 4 *

UNITED STATES BANKRUPTCY COURT FOR THE MIDDLE DISTRICT OF FLORIDA

If you were a student at Wolford College and participated in an internship program with North Tampa Anesthesia Consultants as a Student Registered Nurse Anesthetist (SRNA) after September 5, 2008, and you were not paid at least the minimum wage pursuant to Fla. Const. Art. X §24(c), you could get a payment from a class action settlement.

A court authorized this notice. This is not a solicitation from a lawyer.

- Former Student Registered Nurse Anesthetists (“SRNAs”) have sued North Tampa Anesthesia Consultants, Christopher Lombardi, Gabriel Perez, and Carlos Giamattei (“Defendants”) seeking unpaid minimum wage.
- The Court has allowed the lawsuit to be a class action on behalf of all former Wolford College students who participated in an internship program with North Tampa Anesthesia Consultants as SRNAs since September 5, 2008 and who were not paid at least the minimum wage pursuant to Fla. Const. Art. X §24(c).
- North Tampa Anesthesia Consultants filed for bankruptcy protection and the Defendants removed the case to Bankruptcy Court.
- A settlement will provide up to \$350,000 to pay Minimum Wage claims of former SRNAs and the fees and costs associated with the settlement.
- The two sides disagree on how much money the former SRNAs could have recovered if they won at trial but the settlement resolves all minimum wage claims.
- Your legal rights are affected, and you have a choice to make now:

YOUR LEGAL RIGHTS AND OPTIONS IN THIS LAWSUIT	
SUBMIT A CLAIM FORM	The only way to get a payment.
OBJECT	Write to the Court about why you don’t like the settlement
EXCLUDE YOURSELF	Get no payment. This is the only option that allows you to ever be part of any other lawsuit against Defendants, about the legal claims in this lawsuit.
GO TO A HEARING	Ask to speak in Court about the fairness of the settlement.
DO NOTHING	Get no payment. Give up rights.

- These rights and options—and the deadlines to exercise them—are explained in this notice.
- The Court in charge of this case still has to decide whether to approve the settlement. Payments will be made if the Court approves the settlement and after appeals are resolved. Please be patient.

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BASIC INFORMATION**1. Why did I get this notice?**

Records show that you participated in an internship program with North Tampa Anesthesia Consultants as a SRNA while attending Wolford College. The Court has previously allowed, or "certified," a class action lawsuit.

The Court sent you this notice because you have a right to know about a proposed settlement of the class action lawsuit, and about all of your options, before the Court decides whether to approve the settlement. If the Court approves it, and after objections and appeals are resolved, an administrator appointed by the Court will make the payments that the settlement allows to the former SRNAs who submit claims forms.

This package explains the lawsuit, the settlement, your legal rights, what benefits are available, who is eligible for them, and how to get them.

Judge Catherine Peek McEwen of the United States Bankruptcy Court for the Middle District of Florida is overseeing this class action. The lawsuit is known as *North Tampa Anesthesia Consultants, P.A.*, Case No. 8:20-bk-2101-CPM.

2. What is this lawsuit about?

This lawsuit is about whether or not Defendants were required to pay SRNAs the minimum wage provided by the Florida Constitution.

3. What is a class action and who is involved?

In a class action lawsuit, one or more people called "Class Representatives" (in this case Scott Babcock and David Montney, Jr.) sue on behalf of other people who have similar claims. The people together are a "Class" or "Class Members." The people who sued—and all the Class Members like them—are called the Plaintiffs. The company or people they sued (in this case North Tampa Anesthesia Consultants, Christopher Lombardi, Gabriel Perez, and Carlos Giamattei) are called the Defendants. One court resolves the issues for everyone in the Class—except for those people who choose to exclude themselves from the Class.

4. Why is there a settlement?

The Court did not decide in favor of Plaintiffs or Defendants. The Plaintiffs think they could have won minimum wage and statutory damages each class member. The Defendants think that the Plaintiffs would not have won anything from a trial. But there was no trial. Instead, both sides agreed to a settlement that involves North Tampa Anesthesia Consultants paying a negotiated amount to the Plaintiffs. The Class Representatives and the attorneys think settlement is best for all Class Members.

The Court previously decided that all former Wolford College students who were SRNAs at North Tampa Anesthesia Consultants after September 5, 2008 and were not paid at least the minimum wage are Class Members.

WHO IS IN THE SETTLEMENT**5. How do I know if I am part of the settlement?**

You are not part of the settlement if you previously excluded yourself from the Class.

6. I'm still not sure if I am included?

If you are still not sure whether you are included, you can get free help at www.northtampacrnalawsuit.com or by calling or writing the phone number or address listed in question 18.

THE SETTLEMENT BENEFITS – WHAT YOU GET

7. What does the settlement provide?

The Defendants have agreed to create a settlement fund of up to \$350,000 to be divided among all Class Members and to pay the lawyers and to pay the expenses of this lawsuit.

8. How much will my payment be?

Your share of the fund will depend upon the number of valid claim forms that Class Members send in and the amount of time that the available records demonstrate that you rotated at anesthesia facilities operated by North Tampa Anesthesia Consultants. Here's how it works:

Class Members who submit a claim form in the required format will be entitled to receive a payment of the applicable minimum wage *times* the amount of time the claimant is reflected to have rotated at North Tampa Anesthesia facilities based on the available records.

The number of claimants who send in claims varies widely from case to case. If the aggregate sum of properly and timely returned claims exceeds the Settlement Amount (after deduction of the attorneys' fees and costs payable to Class Counsel), claimants shall receive a reduced pro rata distribution based on the amount of their claim up to the maximum remaining amount of the Settlement Amount. If the amount of properly returned claims does not exceed the remaining balance of the Settlement Amount, the remaining Settlement Amount shall be reduced by a corresponding amount and/or returned to Defendants.

HOW YOU GET A PAYMENT – SUBMITTING A CLAIM FORM

9. How do I get a payment?

To qualify for payment, you must send in a claim form. A claim form is attached to this Notice. You may also get a claim form on the internet at www.northtampacrnalawsuit.com. Read the instructions carefully, fill out the form, sign it, and mail it postmarked no later than November 24, 2021.

10. When would I get my payment?

The Court will hold a hearing on November 30, 2021, to decide whether to approve the settlement. If Judge McEwen approves the settlement after that, there may be appeals. It's always uncertain whether these appeals can be resolved, and resolving them can take time, perhaps more than a year. Everyone who sends in a claim form will be informed of the progress of the settlement. Please be patient.

11. What am I giving up to get a payment or stay in the Class?

Unless you exclude yourself, you are staying in the class, and that means that you can't sue, continue to sue, or be part of any other lawsuit against the Defendants about the legal issues in this case. It also means that all of the Court's orders will apply to you and legally bind you. If you sign the claim form, you will agree to a "Release of Claims".

Release. Upon the Effective Date, all members of the Class, except for any Class Members who Opted-Out (collectively, the "Releasing Parties"), do hereby fully and forever release and discharge the Defendants and their officers, shareholders, directors, members, managers, employees, attorneys, accountants, and other agents, as well as their parents, subsidiaries, affiliates, predecessors, successors, estates, trusts, heirs, and assigns, of and from any and all theories, causes of action, damages or other relief that were brought or asserted or could have been brought or asserted under Fla. Const. Art. X. § 24 and/or Section 448.110 of the Florida Statutes or any other wage-related statute, whether known or unknown, disclosed or concealed, accrued or unaccrued, suspected or unsuspected, real or imagined, asserted or unasserted, contingent or fixed, liquidated or unliquidated, meritorious or scandalous, from the beginning of time through the Effective Date of this Agreement against the Defendants directly or indirectly.

If you don't want a payment from this settlement, but you want to keep the right to sue or continue to sue Defendants, on your own, about the legal issues in this case, then you must take steps to get out. This is called excluding yourself—or is sometimes referred to as opting out of the settlement Class.

EXCLUDING YOURSELF FROM THE SETTLEMENT

12. How do I get out of the settlement?

To exclude yourself from the settlement, you must send a letter by mail saying that you want to be excluded from this suit. Be sure to include your name, address, telephone number, and your signature. You must mail your exclusion request postmarked no later than November 19, 2021 to:

North Tampa Exclusions
c/o Rust Consulting Inc – 7458
P.O. Box 54
Minneapolis, MN 55440-0054

If you ask to be excluded, you will not get any settlement payment, and you cannot object to the settlement. You will not be legally bound by anything that happens in this lawsuit. You may be able to sue (or continue to sue) the Defendants in the future.

13. If I don't exclude myself, can I sue the Defendants for the same thing later?

No. Unless you exclude yourself, you give up any right to sue the Defendants for the claims that this settlement resolves. If you have a pending lawsuit speak to your lawyer in that case immediately. You must exclude yourself from this Class to continue your own lawsuit. Remember, the exclusion deadline is November 19, 2021.

14. If I exclude myself, can I get money from this settlement?

No. If you exclude yourself, do not send in a claim form to ask for any money. But, you may sue, continue to sue, or be part of a different lawsuit against the Defendants.

THE LAWYERS REPRESENTING YOU

15. Do I have a lawyer in this case?

The Court decided that the law firms of Kwall Barack Nadeau PLLC of Clearwater, Florida, and Weldon & Rothman, P.L. of Naples, Florida are qualified to represent you and all Class Members. Together the law firms are called "Class Counsel." They are experienced in handling similar cases. More information about these law firms, their practices, and their lawyers' experience is available at www.employeerights.com and www.weldonrothman.com.

16. Should I get my own lawyer?

You do not need to hire your own lawyer because Class Counsel is working on your behalf. But, if you want your own lawyer, you will have to pay that lawyer. For example, you can ask him or her to appear in Court for you if you want someone other than Class Counsel to speak for you.

17. How will the lawyers be paid?

Class Counsel will ask the Court to approve payment of \$116,666.66 to them for attorneys' fees and reimbursement of \$11,485.45 in expenses from the Settlement Fund. The fees would pay Class Counsel for investigating the facts, litigating the case, and negotiating the settlement. The Court may award less than these amounts. The Defendants have agreed not to oppose these fees and expenses. The Defendants will also pay the costs to administer the settlement.

OBJECTING TO THE SETTLEMENT

You can tell the Court that you don't agree with the settlement or some part of it.

18. How do I tell the Court that I don't like the settlement?

If you're a Class Member, you can object to the settlement if you don't like any part of it. You can give reasons why you think the Court should not approve it. The Court will consider your views. To object, you must send a letter saying that you object to Babcock v. North Tampa.

Be sure to include your name, address, telephone number, your signature, and the reasons you object to the settlement. Mail the objection to these three different places postmarked no later than November 19, 2021:

Clerk of the Court
Sam M. Gibbons United
States Courthouse
801 N. Florida Ave., Suite 555
Tampa, FL 33602

CLASS COUNSEL
Ryan D. Barack
Kwall Barack Nadeau PLLC
304 S. Belcher Rd., Suite C
Clearwater, FL 33765
(727) 441-4947
Bradley P. Rothman
Weldon & Rothman, PL
2548 Northbrooke Plaza Dr.
Naples, FL 34119
(239) 262-2141

DEFENSE COUNSEL
Erik Johanson
Erik Johanson PLLC
3414 W. Bay to Bay Blvd.
Suite 300
Tampa, FL 33629
(813) 210-9442

19. What's the difference between objecting and excluding?

Objecting is simply telling the Court that you don't like something about the settlement. You can object only if you stay in the Class. Excluding yourself is telling the Court that you don't want to be part of the Class. If you exclude yourself, you have no basis to object because the case no longer affects you.

THE COURT'S FAIRNESS HEARING

The Court will hold a hearing to decide whether to approve the settlement. You may attend and you may ask to speak, but you don't have to.

20. When and where will the Court decide whether to approve the settlement?

The Court will hold a Fairness Hearing at 10:30 a.m. on November 30, 2021 at the United States Bankruptcy Court for the Middle District of Florida, Sam M. Gibbons United States Courthouse, 801 N. Florida Ave., Courtroom 8B, Tampa, FL 33602. At this hearing the Court will consider whether the settlement is fair, reasonable, and adequate. If there are objections, the Court will consider them. Judge McEwen will listen to people who have asked to speak at the hearing. The Court may also decide how much to pay to Class Counsel. After the hearing, the Court will decide whether to approve the settlement. We do not know how long these decisions will take.

21. Do I have to come to the hearing?

No. Class Counsel will answer questions Judge McEwen may have. But, you are welcome to come at your own expense. If you send an objection, you don't have to come to Court to talk about it. As long as you mailed your written objection on time, the Court will consider it. You may also pay your own lawyer to attend, but it's not necessary.

22. May I speak at the hearing?

You may ask the Court for permission to speak at the Fairness Hearing. To do so, you must send a letter saying that in a "Notice of Intention to Appear in North Tampa Class Settlement." Be sure to include your name, address, telephone number, and your signature. Your Notice of Intention to Appear must be received no later than (10 days before hearing), and be sent to the Clerk of the Court, Class Counsel, and Defendants' Counsel, at the three addresses in question 18.

GETTING MORE INFORMATION

23. Are more details available?

Visit the website, www.north tampacrnalawsuit.com where you will find the Court's Order Certifying the Class, the Complaints that the Plaintiffs submitted, and the Answers the Defendants filed. You may ask questions by calling (877) 465-4134 or by writing to:

North Tampa Administrator
c/o Rust Consulting Inc – 7458
P.O. Box 54
Minneapolis, MN 55440-0054

