UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION

LISA SMITH, et al.,

             Plaintiff,

v.

APRIA HEALTHCARE LLC,

             Defendant.

Case No.: 1:23-cv-01003-JPH-KMB

PLAINTIFFS' UNOPPOSED
MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT

Plaintiffs, by Interim Class Counsel, pursuant to Federal Rule of Civil Procedure 23(e), respectfully move the Court to enter an order: (1) preliminarily approving the class action Settlement Agreement and Release (the "Settlement") that is attached as Exhibit A to the accompanying memorandum; (2) certifying the Settlement Class for settlement purposes; (3) approving the form of and manner of notice, including the opt-out and objection procedures, set forth in the Settlement; (4) approving the Claim Form and Claims process in the Settlement; (5) appointing Plaintiffs as Settlement Class Representatives; (6) appointing Lynn A. Toops of Cohen & Malad, LLP, and Gary M. Klinger of Milberg Coleman Bryson Phillips Grossman PLLC as Class Counsel; and (7) appointing Kroll Settlement Administration, LLC, as the Settlement Administrator.

Defendant does not oppose the requested relief.

Plaintiff has submitted an accompanying memorandum in support, along with a Joint Declaration and proposed Preliminary Approval Order.

Dated: March 5, 2025

Respectfully submitted,

By: */s/Lynn A. Toops*
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Plaintiffs' Interim Co-Lead Counsel

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on March 5, 2025, I electronically filed the foregoing with the

Clerk of the Court using the CM/ECF system, which will send notifications of such filing to all

CM/ECF participants in this case.

/s/Lynn A. Toops
Lynn A. Toops