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**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

DONNA GARBACCIO, individually	)	
and on behalf of all others similarly	)	
situated,	)	Civil Action
	)	
Plaintiff,	)	No. 2:16-cv-02740(JMV)(JBC)
	)	
v.	)	Honorable John Michael Vazquez
	)	United States District Judge
ST. JOSEPH’S HOSPITAL AND	)	
MEDICAL CENTER AND	)	
SUBSIDIARIES, <i>et al.</i> ,	)	Honorable James B. Clark
	)	United States Magistrate Judge
Defendants.	)	
	)	CLASS ACTION

**UNOPPOSED MOTION FOR PRELIMINARY APPROVAL OF THE  
CLASS ACTION SETTLEMENT AGREEMENT**

Plaintiff Donna Garbaccio, by and through her attorneys, respectfully moves the Court for an Order: (1) preliminarily approving the Class Action Settlement Agreement (“Settlement” or “Settlement Agreement”) between the Parties; (2) preliminarily certifying the proposed Settlement Class pursuant to Federal Rules of Civil Procedure 23(b)(1) and/or 23(b)(2); (3) approving the form and

method of Class Notice; and (4) setting a date and time for a hearing (the “Fairness Hearing”) for consideration of final approval of the Settlement, of payment of attorneys’ fees and expenses, and of incentive awards to the named plaintiffs.

Dated: August 3, 2017

Respectfully submitted,

*/s/ Scott M. Lempert*

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*Counsel for Plaintiff Garbaccio*

**CERTIFICATE OF SERVICE**

I hereby certify that on August 3, 2017, I electronically filed the above-referenced Motion with the Clerk of the Court using the ECF system, which in turn sent notice to all counsel of record.

Dated: August 3, 2017

/s/ Scott M. Lempert  
Scott M. Lempert