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24TH JUDICIAL DISTRICT COURT FOR THE PARISH OF JEFFERSON

STATE OF LOUISIANA

DOCKET NO: 779-340

DIVISION "F"

CHRISTINA NELSON

FILED FOR RECORD 06/24/2021 09:12:39
Mandy Peisance, DY CLERK
JEFFERSON PARISH, LA

V.

H2O HAIR, INC., MICHAEL JOHN GASPARD, AND HOLLI M. GASPARD

FILED: _____

DEPUTY CLERK

**ORDER OF PRELIMINARY APPROVAL OF
SETTLEMENT AGREEMENT AND OTHER RELATED ORDERS**

On considering the Joint Motion for Preliminary Approval of Settlement Agreement filed by Class Counsel; the evidence submitted to the Court in support of the Joint Motion; the record of these proceedings; the recommendation of counsel; the requirements of law; and in further consideration of the Court's close familiarity with the law and the facts of the Litigation, the Court finds, upon preliminary review, that (i) the Court has jurisdiction over the subject matter and parties to this proceeding; (ii) the compromise and settlement is the result of arms-length negotiations between the Parties; (iii) the compromise and settlement is not the result of collusion; (iv) the compromise and settlement bear a probable, reasonable relationship to the exposure and risks of the settling Parties; and (v) the compromise and settlement is within the possible range of judicial approval. Accordingly:

IT IS HEREBY ORDERED that the Settlement Agreement, including all exhibits attached thereto, along with all exhibits to the Joint Motion, are collectively preliminarily approved by the Court as being fair, reasonable and adequate, entered into in good faith, free of collusion to the detriment of the Class, and within the possible range of judicial approval, pursuant to La. Code Civ. P. art. 594 (all capitalized terms being defined in the Settlement Agreement, unless otherwise specified or defined herein);

IT IS FURTHER ORDERED that the following persons are appointed as Class Representatives: Christina Nelson, Heather Bradshaw, Hydie Renae Knight and Ashley Nicole;

IT IS FURTHER ORDERED that the following attorneys are appointed as "Class Counsel": Lawrence J. Centola, III, Jason Z. Landry and Kenneth C. Bordes;



IT IS FURTHER ORDERED that Wm. Allen Schafer of Carver Darden are appointed as the Claims Administrator and that he is directed to assist the Court in accordance with La. Rev. Stat. 13:4165. In this regard, the Claims Administrator is to assist the Court to: (i) devise a plan for establishing appropriate reserves to be deducted from the settlement funds in order to establish the amount available from the settlement funds for distribution to Class Members; (ii) establish appropriate criteria for evaluation of claims of Class Members; (iii) review and evaluate claims of Class Members in accordance with the criteria so established; (iv) establish proposed allocations for each Class Member in accordance with these criteria and evaluations; (v) prepare a proposed plan for *pro rata* distribution of the proposed allocations; (vi) submit to the Court a report on the above, along with recommendations for the Court's consideration in proceeding with the allocation and distribution process following the Effective Date; (vii) engage such staff, deputies, and experts as reasonably necessary and conduct such hearings as may be necessary and appropriate to carry out this assignment, the Class Member disbursements; and (viii) perform such other acts and functions as may be necessary or appropriate to fulfill the duties and responsibilities as set forth herein, assist the Court in further settlement negotiations, or as the Court may direct, is hereby approved.

IT IS FURTHER ORDERED that the proposed Notice Plan is approved;

IT IS FURTHER ORDERED that the Fairness Hearing, at which the Court will consider comments and objections regarding this settlement as set forth in the Settlement Agreement, including its fairness, reasonableness and adequacy under article 594 of the Louisiana Code of Civil Procedure; and at which the Court shall decide whether an Order and Judgment and dismissal shall be entered, shall be conducted at the 24th Judicial District Court, Parish of Jefferson, Louisiana, commencing on the day of 26th, August, 2021, commencing at 9:00 A.M;

IT IS FURTHER ORDERED that any Class Member may object to or comment on any aspect of the Settlement Agreement, including the fairness, reasonableness or adequacy of the settlement. Any Class Member's objections to or comment on the Settlement Agreement shall be made in writing, shall state the specific reason(s) for the objection, shall be postmarked no later than midnight of the 26th day of July, 2021 and shall be mailed to the Claims Administrator, Class Counsel and to counsel for Defendants;



THUS DONE AND SIGNED in Gretna, Louisiana, this 24th day of June, 2021.

Michael Mentz
JUDGE MENTZ

