

IN THE SUPERIOR COURT OF DOUGHERTY COUNTY
STATE OF GEORGIA


Evonne S. Mull, Clerk
Dougherty County, Georgia

TALLAHASSEE PEDIATRIC DENTISTRY,
PLLC; PRETORIA FIELDS, LLC d/b/a
PRETORIA FIELDS BREWERY; DENTAL
PARTNERS OF SOUTHWEST GEORGIA;
UPSTATE ORAL & MAXILLOFACIAL
SURGERY, P.A.; UNION COUNTY EMS,
SC; CLIENT FULKS, INC.; VANA & SONS,
SIGNS, INC. and LIT'L PEPPER
GOURMET, INC.

Plaintiffs,

vs.

AIRGAS USA, LLC

Defendant.

Case No.: SUCV202000006

CLASS ACTION

**UNOPPOSED MOTION TO EXTEND CERTAIN DEADLINES IN THE ORDER
PRELIMINARY APPROVING SETTLEMENT AND PROVIDING FOR NOTICE**

Defendant Airgas USA, LLC moves this Court for an order extending certain deadlines in the Order Preliminary Approving Settlement and Providing for Notice, entered on December 20, 2020 (the "Order"), and as support for the same, sets forth below the following:

1. Pursuant to the Order, the Final Fairness Hearing was scheduled to take place on February 15, 2021 at 12:30 pm.
2. Pursuant to the Settlement Agreement between the parties, the settlement notices were to be e-mailed to the Settlement Classes no later than 14 days following entry of the Order, which was January 4, 2021.
3. Because of the voluminous amounts of information gathered reflecting the contact information of the Settlement Class Members, there was a slight delay in e-mailing the settlement

notices. The settlement notices were e-mailed on January 8, 2021. The delay in e-mailing the settlement notices does not affect the actual dates for claims, so far as the claim dates extend beyond the preliminary approval date.

4. Pursuant to Paragraph 7 of the Order, any Settlement Class Member's request for exclusion from his/her respective Settlement Class must be received by the Settlement Administrator, Class Counsel and Defendants' Counsel on or before 14 days before the Final Fairness Hearing, *to wit*, February 1, 2021.

5. Further, pursuant to Paragraph 8 of the Order, any member of the Settlement Classes who wishes to object to the settlement must file a written objection with the Court by delivering a copy to counsel on or before 14 days before the Final Fairness Hearing, *to wit*, February 1, 2021.

6. Due to the slight delay in e-mailing the settlement notices, Defendant requests that the Court extend the deadlines to receive any Settlement Class Member's request exclusions and for written objections to the settlement to February 5, 2021 in order to provide Settlement Class Members an adequate opportunity to request exclusions or to provide objections.

7. No party will be prejudiced by this extension and the request is made in good faith and not for purposes of delay.

8. Counsel for Defendant has conferred with counsel for Plaintiffs about the relief requested herein and counsel for Plaintiffs does not oppose this extension.

WHEREFORE, for the reasons stated herein, Defendant Airgas USA, LLC requests that the Court grant this motion, extend the deadlines as requested herein, and for such other and further relief as the Court deems just and proper.

DATED: January 13, 2021

Respectfully submitted,

By: /s/ Anthony W. Morris

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Attorneys for Defendant Airgas USA, LLC

CERTIFICATE OF SERVICE

I hereby certify that on January 13, 2021, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel and parties of record identified on the below Service List in the manner specified, either via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel or parties who are not authorized to receive electronically Notices of Electronic Filing.

By: */s/ Anthony W. Morris* _____

Anthony W. Morris

SERVICE LIST

Tallahassee Pediatric Dentistry, PLLC, et al. v. Airgas USA, LLC
Case No.: SUCV202000006

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