

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

CASE NO.: 0:19-cv-60785-RS

AARON DONDE, individually and on behalf
of all others similarly situated,

Plaintiff,

CLASS ACTION

v.

FREEDOM FRANCHISE SYSTEMS, LLC,
a Florida company, and FREEDOM
ADVENTURES, LLC, a Florida company,

Defendant.

_____ /

AMENDMENT NO. 1 TO SETTLEMENT AGREEMENT AND RELEASE

This Amendment No. 1 to the Settlement Agreement and Release is entered into between the Parties.

WHEREAS, on or about November 22, 2019, the Parties executed the Settlement Agreement and Release (the “Settlement Agreement”), filed in the above-referenced matter as Docket Number 32-1;

WHEREAS, the Settlement Agreement contemplates that the Court may modify the proposed Preliminary Approval Order attached to the Settlement Agreement as Exhibit 5;

WHEREAS, on June 23, 2020, the Court in the Action entered an Order Regarding Renewed Motion for Preliminary Approval of Class Settlement modifying the dates proposed in Plaintiff’s Motion for Preliminary Approval and specifying dates for the completion of the notice program, claims process, and approval process, subject to the Court’s final Order on the Renewed Motion for Preliminary Approval of Class Action Settlement.

WHEREAS, the Parties agree that modified dates do not materially affect the terms of the Settlement Agreement, and therefore seek to adopt the Court’s modified dates for purposes of facilitating the Settlement Agreement, and agree that the modified dates specified by the Court supersede and control over any conflicting dates specified in the Settlement Agreement.

NOW, THEREFORE, the Parties agree to the schedule of events as follows:

<u>Event</u>	<u>Date</u>
Deadline for Completion of Mailed Notice Program	July 26, 2020
Deadline for the Email Notice Program	July 26, 2020
Deadline for filing papers in support of Final Approval of the Settlement and Class Counsel’s application for an award of attorneys’ fees and expenses	September 18, 2020
Deadline for opting-out of Settlement and submission of objections	October 2, 2020


The last day that Settlement Class members may submit a Claim Form to the Settlement Administrator	October 5, 2020
Responses to Objections	October 19, 2020
Defendants shall file a notice of compliance with 28 U.S.C. § 1715(b)	October 20, 2020
Final Approval Hearing	November 3, 2020

The Parties agree that these changes of time periods shall supersede and control over any conflicting dates specified in the Settlement Agreement pursuant to Section VII.E (Change of Time Periods) in the Settlement Agreement. All other terms and time frames not specifically modified by the Court's Order and this Amendment remain the same.

IN WITNESS WHEREOF, the Parties have caused this Amendment No. 1 to be duly executed by themselves or by their duly authorized representatives:

Dated: Jun 24, 2020


By:


 Aaron Donde (Jun 24, 2020 17:27 EDT)

Aaron Donde Plaintiff and Class Representative

Dated: 6/24/2020

By:

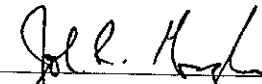


Avi R. Kaufman

Counsel for Plaintiff Aaron Donde and the Settlement Class

Dated: 6/24/2020


Freedom Franchise Systems, LLC

By: 

Name: John R. GIEGLER

Title: President

Dated: June 24, 2020

By: 

Adam Foslid

Ian Ross

Counsel for Freedom Franchise Systems, LLC

Dated: _____

Freedom Adventures, LLC

By: _____

Name: _____

Title: _____

Dated: _____

By: _____

Joshua Alhalel

Counsel for Freedom Adventures, LLC

Dated: _____

Freedom Franchise Systems, LLC

By: _____

Name: _____

Title: _____

Dated: _____

By: _____

Adam Foslid
Ian Ross
Counsel for Freedom Franchise Systems, LLC

Dated: 24 Jun 20

Freedom Adventures, LLC

By: 

Name: Daniel J. Luss

Title: Owner

Dated: 6/25/20

By: 

Joshua Alhalel
Counsel for Freedom Adventures, LLC