

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

FILED

SEP 9 - 2016

Clerk, U.S. District & Bankruptcy
Courts for the District of Columbia

Adam Steele, Brittany Montrois, and)
Joseph Henchman, on behalf of)
themselves and all others similarly)
situated,)
Plaintiffs,)
)
v.)
)
United States of America,)
Defendant.)

Civil Action No.: 1:14-cv-01523-RCL

~~PROPOSED~~ ORDER APPROVING PLAN OF CLASS NOTICE

WHEREAS, on August 8, 2016, this Court certified the following Class:

All individuals and entities who have paid an initial and/or renewal fee for a PTIN, excluding Allen Buckley, Allen Buckley LLC, and Christopher Rizek.

Therefore, pursuant to Rule 23(c)(2)(B) of the Federal Rules of Civil Procedure, and based upon the record and Plaintiffs' Unopposed Motion for Approval of Plan of Class Notice;

IT IS HEREBY ORDERED THAT:

1. Plaintiffs' Unopposed Motion for Approval of Plan of Class Notice ("Plaintiffs' Motion") is GRANTED.

2. The Email Notice of Pendency of Class Action Lawsuit ("Email Notice"); the Postcard Notice of Pendency of Class Action Lawsuit ("Postcard Notice"); and the long-form Notice of Pendency of Class Action available online ("Long-Form Notice") are hereby approved as to form. See Exhibits 1, 2, and 3 to Plaintiffs' Unopposed Motion for Approval of Plan of Class Notice.

3. To the extent they are not already produced, Defendants shall produce to Plaintiffs the names, email addresses, and postal addresses of all class members.

4. Within thirty days of the entry of this Order, but in no event later than October 21, 2016, KCC LLC (the "Claims Administrator" or "KCC") shall cause the Email Notice to be disseminated, in substantially the form attached as Exhibit 1 to Plaintiffs' Motion, by sending it out via e-mail to potential class members. The Email Notice shall direct potential class members to a website maintained by the Claims Administrator that will contain, among any other relevant documents, the Long-Form Notice (Exhibit 3 to Plaintiffs' Motion); this Order; Plaintiffs' Amended Class Action Complaint (dkt. #41); the Answer (dkt. #48); Memorandum Opinion on Motion for Consolidation (dkt. #37); Order on Motion for Consolidation (dkt. #38); Memorandum Opinion on Motion for Class Certification (dkt. #55); Order on Motion for Class Certification (dkt. #54); the Court's Order on Plaintiffs' Motion for Reconsideration (dkt. #63); the Court's Memorandum Opinion on Plaintiffs' Motion for Reconsideration (dkt. #64).

5. Within 30 days of the entry of an Order approving this Plan, but in no event later than October 21, 2016, the Claims Administrator shall make available to potential class members automated telephone support to handle any inquiries from potential class members.

6. Within 45 days of the entry of an Order approving this Plan, but in no event later than November 7, 2016, the Claims Administrator shall cause the Postcard Notice to be disseminated, in substantially the form attached as Exhibit 2 to Plaintiffs' Motion, by sending it out via U.S. mail to all potential class members (1) without an email address and (2) for whom email delivery was unsuccessful. The Postcard Notice shall direct potential class members to the website maintained by the Claims Administrator.

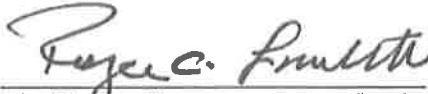
7. The opt-out period shall expire on December 7, 2016.

8. The Court finds that the dissemination of the Notice under the terms and in the format provided for in the Motion and this Order constitutes the best notice practicable under the

circumstances, that it is due and sufficient notice for all purposes to all persons entitled to such notice, and that it fully satisfies the requirements of due process and all other applicable laws.

IT IS SO ORDERED.

Dated: 9/8/16


The Honorable Royce C. Lamberth
Senior United States District Judge