

NOT FOR PUBLICATION

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

R E C E I V E D

OCT 04 2017

AT 8:30
WILLIAM T. WALSH^M
CLERK

RUDEL CORPORATION, *individually and
on behalf of all others similarly situated,*

Plaintiff,

v.

HEARTLAND PAYMENT SYSTEMS,
INC.,

Defendant.

Civ. No. 16-2229

ORDER

THOMPSON, U.S.D.J.

For the reasons stated in this Court's Opinion on this same day,

IT IS on this 4th day of October, 2017,

ORDERED that the Court grants Plaintiff's motion for preliminary approval of the proposed Settlement Agreement (ECF No. 50); and it is further

ORDERED that the Court provisionally certifies the settlement class as defined in Section II, ¶ 30 of the proposed Settlement Agreement, with exclusions further defined therein:

"Merchants who processed with Heartland and were subject to an American Express Fee Adjustment in their October 2014 account statements, retroactively implementing an increased American Express Discount Fee between the period of July 1, 2014 and October 31, 2014 and setting new American Express pricing going forward." (ECF No. 50-1); and it is further

ORDERED that the Court appoints the firm Squitieri & Fearon, LLP as Class Counsel; and it is further

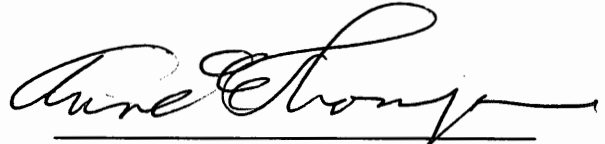
ORDERED that the Court approves the form, content, and method of Notice submitted by the parties (ECF No. 50-1); and it is further

ORDERED that Notice shall be administered as delineated in the Settlement Agreement within 30 days after entry of this Order (“Notice Deadline”); and it is further

ORDERED that class members wishing to object or opt out shall do so in the manner set out in the Notice within 60 days of the Notice Deadline; and it is further

ORDERED that the parties shall file a motion for final approval by December 18, 2017, prior to the Final Approval Hearing; and it is further

ORDERED that the parties will report for a Final Approval Hearing on January 16, 2018 at 10:00 AM to Courtroom 4W of the Clarkson S. Fisher U.S. Courthouse, 402 East State Street, Trenton, NJ.


ANNE E. THOMPSON, U.S.D.J.