

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS

SAROYA ROBERSON; NICHOLLE
HEADLEY; and OLABISE BODUNDE,
INDIVIDUALLY AND ON BEHALF OF
ALL OTHERS SIMILARLY SITUATED,

Plaintiffs,

v.

Case No. 3:20-CV-00895-NJR

MAESTRO CONSULTING SERVICES,
LLC, INDIVIDUALLY and d/b/a
SYMPHONY POST ACUTE
NETWORK; SYMPHONY SYCAMORE,
LLC d/b/a SYMPHONY SYCAMORE
VILLAGE; SYMPHONY BEVERLY, LLC
d/b/a SYMPHONY AT 87TH STREET;
SYMPHONY BRONZEVILLE PARK,
LLC d/b/a SYMPHONY OF
BRONZEVILLE PARK; SYMPHONY OF
EVANSTON HEALTHCARE, LLC d/b/a
SYMPHONY OF EVANSTON;
SYMPHONY PARK SOUTH, LLC d/b/a
SYMPHONY OF MORGAN PARK;
SYMPHONY SOUTH SHORE, LLC
d/b/a SYMPHONY OF SOUTH SHORE;
and JOHN DOE 1 through 100,

Defendants.

PRELIMINARY APPROVAL ORDER

ROSENSTENGEL, Chief Judge:

This matter is before the Court on Plaintiffs' Motion for Preliminary Class Action Settlement Approval. (Doc. 177). Having reviewed the motion, the Settlement Agreement (Doc. 177-1), the Notice of Proposed Class Action Settlement (Doc. 177-7), and other

supporting documents, the Court **GRANTS** Plaintiffs' motion and **ORDERS** as follows:¹

A. The Settlement Agreement (Doc. 177-1) is preliminarily approved as being fair, reasonable, and adequate;

B. The Notice of Proposed Class Action Settlement (Doc. 177-7) is preliminarily approved;

C. The following proposed Settlement Class is provisionally certified under Rule 23 of the Federal Rules of Civil Procedure for settlement purposes only:

All persons who were non-union persons at the time they used a finger or hand scan timekeeping device at one of the following Symphony Facilities located in Illinois from August 17, 2012 to present but did not execute a release and receive notice pursuant to the Illinois Biometric Information Privacy Act on or before their first date of use, including at the locations identified in paragraph 6(n) of the Settlement Agreement (Doc. 177-1);

D. The three named Plaintiffs, Saroya Roberson; Nicholle Headley; and Olabisi Bodunde, are appointed as Class Representatives;

E. John J. Driscoll; The Driscoll Firm, P.C.; The Driscoll Firm, LLC; and C. John Baricevic of the law firm Chatham & Baricevic are appointed as Class Counsel;

F. The Class Representatives' request for a service award is preliminarily approved;

G. Class Counsel's request for attorneys' fees and costs is preliminarily approved;

H. The Court directs distribution of the Notice of Proposed Class Action

¹ Unless otherwise defined, all terms used in this Order have the same meanings as defined in the Settlement Agreement (Doc. 177-1).

Settlement to the Class Members as outlined in the Settlement Agreement, and orders that each member of the Settlement Class be given a full opportunity to object to, or opt out of the Settlement Agreement, and to participate at the final fairness hearing.

The Final Fairness Hearing is **SET** for **November 13, 2024**, at **1:30 p.m.**

IT IS SO ORDERED.

DATED: August 5, 2024

Handwritten signature of Nancy J. Rosenstengel in black ink, with a circular seal of the U.S. District Court for the District of New Jersey partially visible behind the signature.

NANCY J. ROSENSTENGEL
Chief U.S. District Judge