

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

**LINDA F. HALL and LINDA )  
M. WEEKS and on behalf of )  
themselves and others similarly )  
situated, )  
) )  
Plaintiffs, )  
) )  
v. )  
) )  
**FREDERICK J. HANNA & )  
ASSOCIATES, P.C. )  
) )  
Defendant. )****

**CIVIL ACTION FILE NO.  
1:15-CV-03948-ELR-AJB**

**ORDER OF FINAL APPROVAL OF CLASS ACTION  
SETTLEMENT**

On April 26, 2016, Linda F. Hall and Linda M. Weeks (“Plaintiffs”) filed their unopposed motion to preliminarily approve the parties’ proposed settlement.

On May 6, 2016, Defendant served the Class Action Fairness Act (“CAFA”) notice required by 28 U.S.C. § 1715 on the United States Attorney General and the Attorney General of the State of Georgia.

On May 10, 2016, this Court preliminarily approved the parties’ proposed settlement.

On May 31, 2016, First Class, Inc. distributed notice of the parties' proposed class settlement, as ordered.

On August 2, 2016, Plaintiffs filed their unopposed motion to finally approve the parties' proposed settlement.

On August 30, 2016, this Court held a fairness hearing regarding Plaintiffs' and Defendant's proposed settlement.

Having considered Plaintiffs' unopposed motion, this Court finally approves the proposed settlement.

This Court also confirms that it has jurisdiction over this matter and the parties to it.

This Court further certifies the following class, for settlement purposes, under Federal Rule of Civil Procedure 23:

All persons (a) with a Georgia address, (b) to whom Frederick J. Hanna & Associates, P.C. mailed an initial debt collection communication that stated: (1) "[u]nless you notify this office in writing within thirty (30) days after receiving this notice that you dispute the validity of the debt or any portion thereof, this office will assume this debt is valid," and/or (2) "[i]f you request within thirty (30) days after receiving this notice, this office will provide you with the name and address of the original creditor, if different from the current creditor," (c) between May 6, 2015 and November 12, 2015, (d) in connection with the collection of a consumer debt on behalf of Discover Bank or Capital One.

This Court finds that this matter meets the applicable prerequisites for class action treatment under Federal Rule of Civil Procedure 23, namely:

1. The class members are so numerous that joinder of all of them is impracticable;
2. There are questions of law and fact common to the class members, which predominate over any individual questions;
3. Plaintiffs' claims are typical of the class members' claims;
4. Plaintiffs and Class Counsel have fairly and adequately represented and protected the interests of all of the class members; and
5. Class treatment of Plaintiffs' claims will be efficient and manageable, thereby achieving an appreciable measure of judicial economy, and a class action is superior to other available methods for a fair and efficient adjudication of this controversy.

This Court also appoints Linda F. Hall and Linda M. Weeks as class representatives, and the following attorney and law firm as Class Counsel:

Jesse S. Johnson  
Greenwald Davidson Radbil PLLC  
5550 Glades Road, Suite 500  
Boca Raton, Florida 33431

*See, e.g., Kemper v. Andreu, Palma & Andreu, PL*, No. 15-21226, 2016 WL 3545935 (S.D. Fla. June 23, 2016) (granting final approval of FDCPA class settlement and appointing Greenwald Davidson Radbil PLLC class counsel).

This Court approves the terms of the parties' settlement, the material terms of which include, but are not limited to:

1. Defendant will create a settlement fund in the amount of \$3,270.00, which will be distributed on a pro-rata basis to each of the 327 class members who did not exclude themselves from this settlement, pursuant to 15 U.S.C. § 1692k(a)(2)(B)(ii).
2. Defendant will pay to Plaintiffs \$1,000.00 each pursuant to 15 U.S.C. § 1692k(a)(2)(B)(i), and an additional \$500.00 each for their service to the class, for a total sum of \$1,500.00 each.
3. Defendant will pay the costs of notice and administration of the settlement separate and apart from any monies paid to Plaintiffs, class members, or Class Counsel.

This Court additionally finds that the parties' notice of class action settlement, and the distribution thereof, satisfied the requirements of due process under the Constitution and Federal Rule of Civil Procedure 23(e), that it was the best notice practicable under the circumstances, and that it constitutes due and sufficient notice to all persons entitled to notice of the class action settlement.

This Court similarly finds that the parties' notice of class action settlement was adequate and gave all class members sufficient information to enable them to make informed decisions as to the parties' proposed settlement, and the right to object to, or opt out of, it.

This Court additionally finds that Plaintiffs' and Defendant's settlement, on the terms and conditions set forth in their class action settlement agreement, is in all respects fundamentally fair, reasonable, adequate, and in the best interests of the class members.

This Court finds that the class members were given a fair and reasonable opportunity to object to the settlement. No class member(s) objected to the settlement, and none requested exclusion. This order is thus binding on all 327 class members.

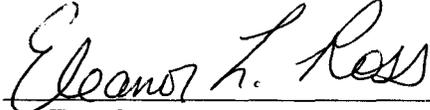
This Court approves the individual and class releases set forth in the class action settlement agreement. The terms of the parties' settlement agreement are incorporated into this Order. This Order shall operate as a final judgment and dismissal with prejudice of all claims by all parties in this action.

The Court awards a total of \$20,000.00 for Class Counsel's costs, expenses, and attorneys' fees.

This court retains continuing and exclusive jurisdiction over the parties and all matters relating this matter, including the administration, interpretation, construction, effectuation, enforcement, and consummation of the settlement and this order.

IT IS SO ORDERED.

Dated:

  
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THE HON. ELEANOR L. ROSS  
United States District Judge