

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS (BOSTON)

	)	
KAREN L. BACCHI, Individually and on	)	
Behalf of all Persons Similarly Situated,	)	Civil Action No. 12-cv-11280-DJC
	)	
Plaintiff,	)	
	)	<b>ORAL ARGUMENT SCHEDULED</b>
v.	)	<b>FOR MARCH 29, 2017 AT 2:00 PM</b>
	)	<b>(ECF NO. 234)</b>
MASSACHUSETTS MUTUAL LIFE	)	
INSURANCE COMPANY,	)	
	)	
Defendant.	)	
	)	

**PLAINTIFF’S UNOPPOSED MOTION FOR: (1) PRELIMINARY APPROVAL OF PROPOSED CLASS SETTLEMENT; (2) PRELIMINARY CERTIFICATION OF SETTLEMENT CLASS; (3) APPROVAL OF CLASS NOTICE; (4) APPOINTMENT OF THE CLASS REPRESENTATIVE AND CLASS COUNSEL**

Dated: March 13, 2017.

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*Attorneys for Plaintiff*

Plaintiff, by and through her undersigned counsel, hereby respectfully moves pursuant to Fed. R. Civ. P. 23, for entry of an order granting preliminary approval of a national class action settlement, provisionally certifying the proposed Settlement Class, appointing Class Counsel and a Class Representative, directing notice to members of the Settlement Class and scheduling a final Fairness Hearing. Defendant does not oppose this motion.

For the reasons set forth in Plaintiff's Memorandum of Points and Authorities in Support of Motion for Preliminary Approval of Proposed Class Settlement, for Preliminary Certification of Settlement Class, for Approval of Class Notice, and for Appointment of the Class Representative and Class Counsel the proposed Settlement satisfies the standards for preliminary approval in that it is well within the range of possible approval. Therefore, it is respectfully requested that the Court enter an order:

- (1) Granting preliminary approval of the Settlement;
- (2) Certifying the Settlement Class for settlement purposes only;
- (3) Appointing Analytics Consulting LLC as the Settlement Administrator to provide the Settlement Class Notice;
- (4) Approving the Notice Plan as set forth in the Settlement;
- (5) Approving as to form and content the Settlement Class Notice;
- (6) Appointing Adkins, Kelston & Zavez, P.C., Bonnett, Fairbourn, Friedman & Balint, P.C. and Chavez & Gertler LLP as Class Counsel; and
- (7) Scheduling a Final Hearing to consider entry of a final order approving the Settlement and the request for Fees and Expense Awards and the Class Representative Incentive Award.

#### **REQUEST FOR ORAL ARGUMENT**

Pursuant to the Electronic Notice of Rescheduling dated January 25, 2017, the Court has set oral argument on this motion for March 29, 2017 at 2:00 P.M. before Judge Denise J. Casper.

**LOCAL RULE 7.1(A)(2) CERTIFICATION**

Counsel for Plaintiff hereby certifies that they have conferred with Defendant's counsel, who have advised that Defendant does not oppose the relief requested.

Dated: March 13, 2017.

Respectfully submitted,

/s/Jason B. Adkins

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**CERTIFICATE OF SERVICE**

I hereby certify that this document filed through the CM/ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing and paper copies will be sent to those indicated as non-registered participants on March 13, 2017.

Dated: March 13, 2017.

/s/Jason B. Adkins\_\_\_\_\_