

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

IN RE: NORTSHORE UNIVERSITY
HEALTHSYSTEM ANTITRUST
LITIGATION

No. 07-cv-04446

Judge Edmond E. Chang

**PLAINTIFF AND CLASS'S UNOPPOSED MOTION FOR
PRELIMINARY APPROVAL OF PROPOSED SETTLEMENT, APPROVAL OF
THE FORM AND MANNER OF NOTICE TO THE CLASS, AND PROPOSED
SCHEDULE FOR A FAIRNESS HEARING**

Plaintiff David Freedman, on behalf of himself and the certified Class, moves this Court for an Order: (i) granting preliminary approval of the proposed all-cash \$55 million settlement of this complex antitrust class action; (ii) approving the forms and manner of notices to be disseminated to the Class; (iii) approving the proposed schedule for a fairness hearing; (iv) appointing A.B. Data to serve as Notice and Claims Administrator; (v) appointing Valley National Bank to serve as Escrow Agent; and (vi) staying all proceedings against NorthShore in the action, except those proceedings provided for or required by the settlement agreement. The settlement agreement is fair, reasonable, and adequate within the meaning of Federal Rule of Civil Procedure 23, and in the best interests of the Class. On December 14, 2023, the Court set this motion for an in-person hearing on January 24, 2024 at 9:30 a.m. ECF 1230. In support of this motion, Plaintiff and the Class rely on:

1. Exhibit A-Settlement Agreement, including Exhibits A-C appended thereto, dated December 13, 2023;
2. Exhibit B-The Declaration Of Marvin A. Miller In Support Of The Plaintiff and Class's Unopposed Motion For Preliminary Approval Of Proposed Settlement,

Approval Of The Form And Manner Of Notice To The Class, And Proposed Schedule For A Fairness Hearing;

3. Exhibit C-The Declaration Of Elaine Pang and accompanying Notice Plan, forms of Notice, and forms of Claim Forms;
4. Exhibit D-The Plan Of Allocation; and
5. The Memorandum Of Law In Support Of The Plaintiff and Class's Unopposed Motion For Preliminary Approval Of Proposed Settlement, Approval Of The Form And Manner Of Notice To The Class, And Proposed Schedule For A Fairness Hearing

Wherefore, the Plaintiff, on behalf of himself and the certified Class, respectfully requests the Court to grant his motion.

Dated: January 17, 2024

Respectfully submitted,

s/Marvin A. Miller

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