

FSTCV216054676S : CONNECTICUT SUPERIOR COURT
SARAH KENT : JUDICIAL DISTRICT OF STAMFORD/
VS. : NORWALK AT STAMFORD
WOMEN'S HEALTH USA, INC. : January 12, 2023

JUDGMENT

This matter came before the Court on December 5, 2022, subject to further proceedings on December 19, 2022. The court was asked to consider and approve Plaintiffs' Motion for Final Approval of Proposed Settlement and Proposed Plan of Distribution of Settlement Fund (Docket Entry 119.00), Plaintiffs' Memorandum in Support of Motion for Final Approval (Docket Entry 120.00), Plaintiffs' Motion for Counsel Fees (Docket Entry 121.00), Plaintiffs' Memorandum in Support of Counsel Fees (Docket Entry 122.00), Affidavit in Support of Motion for Final Approval and Motion for Counsel Fees (Docket Entry 123.00), and Plaintiffs' Reply Memorandum in Further Support of Plaintiffs' Motion for Final Approval and Notice Report (Docket Entry 126.00). Although in some pleadings the moving parties have described submissions as "unopposed," there was one objection filed on behalf of a potential class member, the identity of the individual having been submitted as sealed Attachment 4.

The objection, filed by an attorney on behalf of the objecting party, indicated that the objection was that "the Total Settlement Fund is inadequate given the value of the claims at issue and the scope of the release sought. The Court should therefore decline to approve the settlement. Additional details relevant to the objections can be provided at the Final Approval Hearing." The objection further indicates that counsel requests to appear on behalf of the objecting party at the Final Fairness Hearing.

Counsel for the objecting party did not appear on December 5 or December 19 to provide any further information relating to the objection. The court concludes that a conclusory objection that "the Total Settlement Fund is inadequate" is an insufficient basis for the court to question, much less reject, the proposed settlement agreement.

The Court, having reviewed and considered the foregoing, and having considered the record of these proceedings and for the reasons more fully set forth on the record of the final hearing held on December 5, 2022 (and including the objection filed, as identified above);

IT IS HEREBY ORDERED:

1. Judgment is entered in accordance with the Order granting Plaintiffs' Motion for Final Approval of Proposed Settlement and Proposed Plan of Distribution of Settlement Fund and the Order granting Plaintiffs' Motion for Award of Attorneys' Fees, Costs and Expenses and for Class Representative Service Award;
2. The Action is dismissed with prejudice and without costs as to Defendants except as provided for in this Judgment and the Settlement Agreement entered into between the Parties; and
3. Without affecting the finality of this Judgment, this Court retains exclusive jurisdiction over the judgment and the Settlement Agreement, including the implementation, administration, interpretation, and enforcement of this judgment and Settlement Agreement.

SO ORDERED.



POVODATOR, JTR.