

CONSTANCE JURICH, on behalf of herself and all others similarly situated, Plaintiffs, v. VERDE ENERGY USA, INC., Defendant.	SUPERIOR COURT COMPLEX LITIGATION DOCKET AT HARTFORD January 3, 2020
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**PLAINTIFF’S MOTION FOR MODIFICATION OF THE CERTIFIED CLASS
DEFINITION AND APPROVAL OF CLASS ACTION SETTLEMENT**

Plaintiff Constance Jurich (“Plaintiff”), individually and on behalf of the proposed Settlement Class,¹ respectfully moves that the Court:

- (1) modify, for purposes of the Settlement, the definition of the certified Class (see [Dkt. No. 180.00]), to clarify the beginning and end dates for the Class Period;
- (2) Confirm the appointment of Constance Jurich as Lead Plaintiff;
- (3) Confirm the appointment of Seth Klein and Robert Izard of Izard Kindall & Raabe LLP as Class Counsel to the Settlement Class; and
- (4) Approve the Settlement as set forth in the Settlement Agreement.

In support of this Motion, Plaintiff by her counsel represents that: (1) the Settlement Class has received full and fair notice of the Settlement in accordance with the Notice Plan approved by

¹ All capitalized terms have the meaning set out in the Settlement Agreement.

the Court in its Preliminary Approval Order [Dkt No. 262.00]; (2) the Settlement Class meets the numerosity, commonality, typicality, adequacy, predominance and superiority requirements of Sections 9.7 and 9.8(3) of the Practice Book and therefore should be certified; and (3) the Settlement is fair, reasonable and adequate and merits final approval.

In further support of this Motion, Plaintiff has filed:

- a Memorandum of Law specific to this Motion;
- supporting affidavits from (i) Seth R. Klein of IZARD KINDALL & RAABE LLP and (ii) Scott Fenwick, Chief of Operations at Heffler Claims Group, both of which also serve to support Plaintiff's separate Motion for Award of Attorneys' Fees and Expenses and for Case Contribution Award ("Fee, Expense and Case Contribution Award Motion"), filed simultaneously herewith; and
- a combined Proposed Order, which also serves as a Proposed Order for the Fee, Expense and Case Contribution Award Motion.

Dated: January 3, 2020

THE PLAINTIFF

BY /s/ Seth R. Klein
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Mark P. KINDALL
Seth R. KLEIN
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CERTIFICATION

I certify that on this 3rd day of January, 2020, a copy of the foregoing was sent by email to all counsel of record as follows:

Kevin P. Allen kpallen@eckertseamans.com

Joel L. Lennen jlennen@eckertseamans.com

Thomas J. Murphy tmurphy@cowderymurphy.com

/s/ Seth R. Klein
Seth R. Klein