

**SHORT FORM ORDER**

**SUPREME COURT - STATE OF NEW YORK**

**Present:**

**Hon. Catherine Rizzo  
Acting Justice of the Supreme Court**

**X**

**Melissa Adams, Sara Akpoke, Aisha Arcangel,  
Stephanie Collado, Nicholas Leath, Cymba Melville,  
Othniel Pope, Chiara Rivera, Cynthia Singh, and  
Shay-La Winns, on behalf of themselves and all others  
Similarly situated,**

**TRIAL/IAS, PART 44  
NASSAU COUNTY**

**INDEX NO.: 601040/2024**

**X X X**

**Plaintiffs,**

**- against -**

**MOTION SUBMISSION  
DATE : 1/29/24**

**Consolidated Edison Company of New York, Inc.,**

**MOTION SEQUENCE  
NO.: 001**

**Respondents.**

**X**

The following e-filed documents for Motion Sequence 001 listed by NYSCEF and attachments and exhibits thereto have been read on this motion:

Motion Sequence 001

Notice of Motion and Affidavits/Affirmations.....	<u> X </u>
Memorandum of Law in Support of Motion.....	<u> X </u>
Affidavits/Affirmations in Opposition.....	<u> N/A </u>
Reply Affidavit/Affirmation.....	<u> N/A </u>

The plaintiffs' unopposed motion for an order approving the class action settlement is granted.

The proposed order is executed simultaneously herewith.

This constitutes the decision and order of the Court.

ENTER:



HON. CATHERINE RIZZO, A.J.S.C.

Dated: February 29, 2024

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NASSAU

MELISSA ADAMS, SARA AKPOKE, AISHA  
ARCANGEL, STEPHANIE COLLADO, NICHOLAS  
LEATH, CYMBA MELVILLE, OTHNIEL POPE,  
CHIARA RIVERA, CYNTHIA SINGH, and SHAY-LA  
WINNS, on behalf of themselves and all others similarly  
situated,

Index No. 601040/2024

Plaintiffs,

- against -

CONSOLIDATED EDISON COMPANY OF NEW  
YORK, INC.,

Defendant.

**ORDER APPROVING CLASS ACTION SETTLEMENT**

The Court has reviewed Plaintiffs' Unopposed Motion for Approval of Class Action Settlement and all supporting papers and exhibits submitted therewith. For good cause shown:

**IT IS ORDERED:**

1. The Court "So Orders" all the Agreement's terms which are incorporated herein. Capitalized terms used in this Order have the same meaning as set forth in the Agreement, unless defined otherwise.
2. The Court certifies the Class for settlement purposes.
3. The Court appoints Shavitz Law Group, P.A. as Class Counsel.
4. The Courts appoints RG/2 Claims Administration LLC as the Settlement Claims Administrator and approves the Settlement Claims Administrator's fees and costs to be paid separately by Defendant in addition to the Settlement Fund.
5. The Court approves the Service Awards set forth in the Agreement.

6. The Court approves Plaintiffs' request for attorneys' fees of one-third of the Settlement Fund, plus out-of-pocket costs and expenses set forth in the Affirmation of Michael J. Palitz, Esq.

7. The Court approves the Notice and Claim Form, attached to the Palitz Affirmation, and the distribution plan set forth in the Agreement.

8. The Court retains discretion to schedule a hearing in the event any member of the Class files an objection and request to be heard. Class Counsel shall notify the Court of any objections and requests for a hearing. Should the Court schedule a hearing for this purpose, Class Counsel shall serve notice of the hearing on the objectors via U.S. First Class Mail, advising them of the date, time, and location of the hearing, and instruct the Settlement Claims Administrator to circulate notice of the hearing date, time and location to all authorized Claimants, via email. In the absence of any objections that include a request to be heard, this Order shall serve as the Final Order.

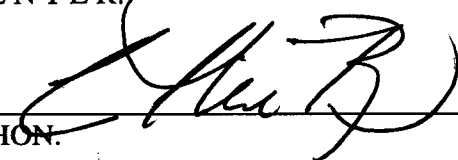
9. The Court adopts the settlement procedures and timeline set forth in the Agreement.

10. The parties shall abide by the terms of the Agreement and Release.

11. The Court retains jurisdiction over this Litigation to enforce the Agreement.

12. This constitutes the decision and order of this Court.

ENTER:

  
HON.

**Hon. Catherine Rizzo**

Dated: *February 29, 2024*