

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

STEPHEN PHILLIPS, MARY
TOURVILLE-PHILLIPS, SANDI
BARNETT, GREGORY BENJAMIN,
TYRUS DAVIS, and CHRISTOPHER
BINGHAM, on behalf of themselves and
all others similarly situated,

Plaintiffs,

v.

CALIBER HOME LOANS, INC.

Defendant.

Case No.: 19-cv-02711-WMW-LIB

**UNOPPOSED MOTION FOR PRELIMINARY APPROVAL
OF CLASS ACTION SETTLEMENT**

Plaintiffs Stephen Phillips, Mary Tourville-Phillips, Sandi Barnett, Gregory Benjamin, Tyrus Davis and Christopher Bingham (“Plaintiffs” or “Settlement Class Representatives”), by counsel and on behalf of themselves and the putative Class Members, submit this Unopposed Motion for Preliminary Approval of Class Action Settlement. Plaintiffs and Defendant Caliber Home Loans, Inc. (“Caliber” or “Defendant”) by counsel, have reached a proposed settlement (the “Settlement”) in this class action (the “Action”). Plaintiffs request the Court enter an Order:

- (i) granting preliminary approval of the proposed Settlement;
- (ii) conditionally certifying the Settlement Class for settlement purposes only;
- (iii) appointing Plaintiffs as Settlement Class Representatives;

(iv) approving Plaintiffs' Counsel as counsel for the Settlement Class;

(v) directing that notice of the proposed Settlement be given to members of the Settlement Class in the proposed form and manner; and

(vi) scheduling a hearing before the Court to determine whether the proposed Settlement should be finally approved.

Grounds for this Motion are set forth in the accompanying Memorandum.

The following are filed herewith:

Declaration of James L. Kauffman. The Parties' Settlement Agreement is attached as Exhibit 1 to the Declaration of Mr. Kauffman.

Declaration of Randall K. Pulliam; and

Declaration of Hassan A. Zavareei.

For the reasons set forth more particularly in the accompanying memorandum in support, Plaintiffs request that the Court grant this Motion.

Dated: May 14, 2021

Respectfully submitted,

/s/ Elizabeth Ryan

Elizabeth Ryan

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