

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
EASTERN DIVISION**

D'ANGELO FOSTER and AMANDA  
UNDERWOOD, on behalf of themselves and  
those similarly situated,

Plaintiffs,

v.

CITY OF ALEXANDER CITY and WILLIE  
ROBINSON, in his official and individual  
capacities,

Defendants.

Case No. 3:15-cv-647-RCL

**JOINT MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION  
SETTLEMENT AGREEMENT AND NOTICE TO CLASS MEMBERS**

Pursuant to Federal Rule of Civil Procedure 23(e), the parties submit this joint motion seeking preliminary approval of their Class Action Settlement Agreement (the "Settlement") and approval of the proposed Notice of Settlement. The Settlement and relevant attachments are attached to the accompanying Memorandum of Law, as is a proposed preliminary approval Order. Upon preliminary approval, counsel for the Class will distribute the Notice of Settlement and Claim Forms to the Class Members.

The parties to the Settlement believe the agreement is a fair, adequate, and reasonable resolution of both the Plaintiffs' and Rule 23 Class Members' claims in this action and the Court should preliminarily approve the Settlement, pending a final fairness hearing to be scheduled at least 120 days after preliminary approval. In addition, the parties believe the proposed Notice of

Settlement satisfies Rule 23 and due process requirements and should be approved for distribution.

This motion is supported by an accompanying memorandum of law, which is incorporated by reference. The parties have also provided a proposed Order.

Dated: January 17, 2017.

Respectfully submitted,

/s/ David J. Canupp

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**CERTIFICATE OF SERVICE**

I hereby certify that on this date the foregoing document was filed through the Court's CM/ECF filing system, and by virtue of this filing notice will be sent electronically to all counsel of record, including the following:

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on this January 17, 2017.

/s/ Sara Zampierin  
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