

STATE OF NEW MEXICO
COUNTY OF BERNALILLO
SECOND JUDICIAL DISTRICT

DAVID ANDREONI, individually, and on behalf of all others similarly situated, Plaintiff, v. RADIOLOGY ASSOCIATES OF ALBUQUERQUE, P.A., d/b/a RAA IMAGING; ADVANCED IMAGING, LLC, d/b/a/ HIGH RESOLUTION, Defendants.	Case No. D-202-cv-2022-05463 PLAINTIFF'S SUPPLEMENTAL REPORT REGARDING CLASS MEMBER OPT OUTS AND NO CLASS MEMBER OBJECTIONS (Assigned to The Hon. Joshua A. Allison)
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Plaintiff, David Andreoni, respectfully provides the following supplemental report in support of the Motion for Final Approval:

1. The deadline for persons to object to or opt out of the settlement in this action passed on May 1, 2024. Supplemental Declaration of Scott M. Fenwick of Kroll Settlement Administration LLC in Connection with Final Approval of Settlement (“Fenwick Suppl. Decl.”) ¶ 3.

2. The Settlement Administrator received only 21 timely requests to opt out. *Id.* ¶ 4.

3. The Settlement Administrator received no objections. *Id.*

4. Therefore, there is no opposition to final approval from any party nor from

any Class Member.

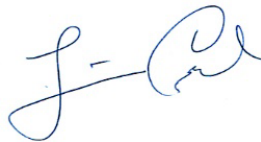
5. Plaintiff is tendering a proposed Final Approval Order that excludes those persons who timely requested to opt-out.

WHEREFORE, Plaintiff respectfully moves the Court to, at the May 7 final approval hearing, enter the tendered agreed Final Approval Order.

DATED: May 6, 2024

Respectfully submitted,

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on May 6, 2024, I filed the foregoing PLAINTIFF'S SUPPLEMENTAL REPORT REGARDING CLASS MEMBER OPT OUTS AND NO CLASS MEMBER OBJECTIONS electronically through the Odyssey File & Serve system, which caused the following parties to be served by electronic means, as per the Notice of Electronic Filing.

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Donna Avilez

**STATE OF NEW MEXICO
COUNTY OF BERNALILLO
SECOND JUDICIAL DISTRICT**

DAVID ANDREONI, individually, and on behalf of all others similarly situated,)	Case No.: D-202-CV-2022-05463
)	
<i>Plaintiff,</i>)	<u>CLASS ACTION</u>
)	
v.)	
)	SUPPLEMENTAL DECLARATION OF
)	SCOTT M. FENWICK OF KROLL
RADIOLOGY ASSOCIATES OF)	SETTLEMENT ADMINISTRATION LLC
ALBUQUERQUE, P.A. d/b/a RAA IMAGING)	IN CONNECTION WITH FINAL
and ADVANCED IMAGING, LLC d/b/a HIGH)	APPROVAL OF SETTLEMENT
RESOLUTION,)	
<i>Defendants.</i>)	
)	

I, Scott M. Fenwick, declare as follows:

INTRODUCTION

1. I am a Senior Director of Kroll Settlement Administration LLC (“Kroll”),¹ the Settlement Administrator appointed in the above-captioned case, whose principal office is located at 2000 Market Street, Suite 2700, Philadelphia, Pennsylvania 19103. I am over 21 years of age and am authorized to make this declaration on behalf of Kroll and myself. The following statements are based on my personal knowledge and information provided by other experienced Kroll employees working under my general supervision.

2. This declaration supplements the *Declaration of Scott M. Fenwick of Kroll Settlement Administration LLC in Connection with Final Approval of Settlement*, filed on April 23, 2024 (the “Initial Declaration”), in order to provide updated information to the Court regarding

¹ Capitalized terms used but not defined herein shall have the meanings ascribed to them in that certain Class Action Settlement Agreement entered into in this Lawsuit.

the number of opt-out requests and objections received by Kroll. The Initial Declaration is incorporated herein by reference in its entirety.

EXCLUSIONS AND OBJECTIONS

3. The Deadlines to Object and Opt-Out was May 1, 2024.
4. Kroll has received twenty-one (21) timely exclusion requests from Class Members and no objections to the Settlement. A list of the exclusion requests received is attached hereto as **Exhibit A**.

CERTIFICATION

I declare under penalty of perjury under the laws of the state of New Mexico that the above is true and correct to the best of my knowledge and that this declaration was executed on May 6, 2024, in Inver Grove Heights, Minnesota.



SCOTT M. FENWICK

Exhibit A

Exclusion List

Count	Record Identification Number
1	83006BS90DJ5J
2	8300632JBZ7BR
3	830061BNP4WPK
4	830064GW90JHZ
5	8300668G9FPMT
6	83006CBGRKXWW
7	83006BN5JTS8W
8	83006CKF9MNVN
9	83006C2VNMJXK
10	83006123X5V5X
11	830062ZSTYJYD
12	83006CD2SVRN6
13	830065047TKPX
14	830069FYRBRFB
15	83006CGKX4K52
16	83006BHCCF6NR
17	830062ZSVPB8C
18	83006C5N18726
19	83006CBRFH9KW
20	83006CGKX6WNP
21	83006CCY70D87