

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

DATE: 09/21/16

DEPT. 310

HONORABLE KENNETH R. FREEMAN

JUDGE

R. ARRAIGA

DEPUTY CLERK

HONORABLE
#1

JUDGE PRO TEM

ELECTRONIC RECORDING MONITOR

M. WEBB, C.A.

Deputy Sheriff

NONE

Reporter

9:00 am

BC592773

Plaintiff

ABBAS KAZEROUNIAN

Counsel

REBECCA SCHEUERMAN

VS

Defendant

ANGEL GARGANTA Via C/C

VITAMIN SHOPPE INDUSTRIES INC

Counsel

Complex- 9-14-2015

NATURE OF PROCEEDINGS:

JOINT EX PARTE APPLICATION SEEKING THE COURT'S GUIDANCE;

The matter is called for hearing.

The Court and counsel discuss the following:

Counsel for both plaintiff and defense ask the Court for guidance in the following situation. The Court granted preliminary approval on June 6, 2016. Under the settlement agreement, customers who submit a valid claim are entitled to receive a cash payment if they qualify. The third party administrator reports that the number of claims received exceeds the maximum number of class members by approximately 181%, indicating a large number of false or defective claims. The parties request that after the administrator has received all timely claims, an under-penalty-of-perjury questionnaire be sent to all persons who submitted claims who are not members of defendants "Healthy Awards Member program," so that invalid claims may be identified and rejected.

The Court approves this plan. The above entitled Application is GRANTED.

Counsel will prepare a stipulation and [proposed] order so authorizing. The Motion for Final Approval /Fairness Hearing date of November 8, 2016 will be

<p align="center">MINUTES ENTERED 09/21/16 COUNTY CLERK</p>
--

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

DATE: 09/21/16

DEPT. 310

HONORABLE KENNETH R. FREEMAN

JUDGE

R. ARRAIGA

DEPUTY CLERK

HONORABLE #1

JUDGE PRO TEM

ELECTRONIC RECORDING MONITOR

M. WEBB, C.A.

Deputy Sheriff

NONE

Reporter

9:00 am

BC592773

Plaintiff

ABBAS KAZEROUNIAN

Counsel

REBECCA SCHEUERMAN

VS

Defendant

ANGEL GARGANTA Via C/C

VITAMIN SHOPPE INDUSTRIES INC

Counsel

Complex- 9-14-2015

NATURE OF PROCEEDINGS:

extended appropriately, and will be reflected in the [proposed] order. Counsel is to call the Court to obtain the new hearing date and briefing schedule.

Notice is waived.

MINUTES ENTERED
09/21/16
COUNTY CLERK