

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS**

JAMIE HARPER and JESSICA OWENS, on
their own behalf and on behalf of all similarly
situated individuals,

Plaintiffs,

v.

JEFF ANDERSEN, in his official capacity as the
Secretary of the Kansas Department of Health and
Environment, and JON HAMDORF, in his
official capacity as the Director of the Kansas
Division of Health Care Finance,

Defendants.

CASE NO.: 5:18-CV-04008

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

Plaintiffs Jamie Harper and Jessica Owens, (“Plaintiffs”), and Defendants Jeff Andersen, in his official capacity as the Secretary of the Kansas Department of Health and Environment, (“KDHE”), and John Hamdorf, in his official capacity as the Director of the Division of Health Care Finance, (“KDHCF”), (collectively, “Defendants”), move this Court for an Order pursuant to Fed. R. Civ. P. 23 that would:

- (1) conditionally certify the Settlement Class;
- (2) preliminarily approve the terms of the proposed Settlement Agreement;
- (3) approve the proposed Notice Plan;
- (4) appoint Class Counsel;
- (5) conduct a Final Approval Hearing for approval of Class Certification and the Class

Settlement on April 18, 2019 at 9:00 a.m. at the Federal Courthouse in Topeka, Kansas, Courtroom 403 (DDC) ; and

(7) schedule dates by which the Parties and potential Settlement Class Members are to comply with their obligations as more fully set forth in the Parties Suggestions in Support of this Motion and in the proposed order attached to this Motion as Exhibit A.

December 6, 2018

Respectfully submitted,

/s/ J. Stan Sexton

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CERTIFICATE OF SERVICE

I hereby certify that on this 6th day of December 2018, I electronically filed the above and foregoing with the Clerk of the Court using the CM/ECF system, which sent electronic notification of such filing to all those individuals currently electronically registered with the Court.

s/ J. Stan Sexton
J. Stan Sexton