

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

<b>ZWICK PARTNERS, LP and</b>	)	
<b>APARNA RAO, individually and on</b>	)	
<b>behalf of all others similarly situated,</b>	)	
	)	
<b>Plaintiffs,</b>	)	<b>No. 3:16-cv-02475</b>
	)	
<b>v.</b>	)	
	)	
<b>QUROUM HEALTH CORPORATION,</b>	)	
<b>COMMUNITY HEALTH SYSTEMS,</b>	)	
<b>INC.,</b>	)	
<b>WAYNE T. SMITH,</b>	)	
<b>W. LARRY CASH,</b>	)	
<b>THOMAS D. MILLER and</b>	)	
<b>MICHAEL J. CULOTTA,</b>	)	
	)	
<b>Defendants.</b>	)	

**ORDER**

On November 30, 2020, the Court entered a final judgment approving class action settlement (Doc. No. 359). Currently before the Court is Plaintiff’s Motion for Distribution of Class Action Settlement Funds (Doc. No. 361). The Motion is **GRANTED**. The Court finds that:

(1) The funds that are currently in the Net Settlement Fund<sup>1</sup> (after deducting any Notice and Administration Cost, Taxes, Tax Expenses and Defendants’ Credit) shall be distributed on a pro rata basis to the Authorized Claimants identified in Exhibits B-1 and B-2 to the Declaration of Roxana Cook in Support of Motion for Distribution of Net Settlement Fund (the “Cook Declaration”), at the direction of Class Counsel pursuant to the Stipulation and

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<sup>1</sup> Unless otherwise indicated, all capitalized terms herein have the same meanings as set forth in the Stipulation and Agreement of Settlement (the “Stipulation”) filed with the Court on July 21, 2020 (ECF No. 342), and Amendment to the Stipulation and Agreement of Settlement (the “Amendment”), filed November 23, 2020 (ECF No. 357-2).

Amendment and the Plan of Allocation of the Net Settlement Fund set forth in the Notice of Proposed Settlement of Class Action that was distributed pursuant to this Court's prior Order.

(2) Any person asserting any rejected or subsequently filed claims are finally and forever barred as of April 26, 2021, the date used to finalize the administration based on the Cook Declaration;

(3) The Court finds that the administration of the Settlement and proposed distribution of the Net Settlement Fund comply with the terms of the Stipulation, Amendment and the Plan of Allocation and that all persons involved in the review, verification, calculation, tabulation, or any other aspect of the processing of the claims submitted herein, or otherwise involved in the administration or taxation of the Settlement Fund or the Net Settlement Fund, including, but not limited to Class Counsel and the Court-appointed Claims Administrator, Epiq Class Action & Claims Solutions, Inc. ("Epiq"), are released and discharged from any and all claims arising out of such involvement, and all Class Members are barred from making any further claims against the Net Settlement Fund or the Released Parties beyond the amount allocated to them pursuant to this Order.

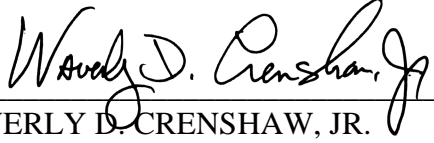
(4) The checks for distribution to Authorized Claimants shall bear the notation "DEPOSIT PROMPTLY, VOID AND SUBJECT TO RE-DISTRIBUTION IF NOT NEGOTIATED WITHIN [60 DAYS] OF DISTRIBUTION." Class Counsel and Epiq are authorized to locate and/or contact any Authorized Claimant who has not cashed his, her, or its check within said time.

(5) Pursuant to the Plan of Allocation, if any funds remain in the Net Settlement Fund by reason of uncashed checks or otherwise, then, after Epiq has made reasonable and

diligent efforts to have Settlement Class Members who are entitled to participate in the distribution of the Net Settlement Fund cash their distribution checks, any balance remaining in the Net Settlement Fund after three (3) months from the initial distribution (whether by reason of tax refunds uncashed checks or otherwise), Class Counsel, in connection with Epiq, shall, if feasible and cost-effective make a second distribution to claimants who cashed their checks from the initial distribution and who would receive at least \$20.00. Additional re-distributions may occur thereafter in three (3) month intervals until Class Counsel, in consultation with Epiq, determines that further redistribution is not cost-effective.

(6) This Court retains jurisdiction over any further application or matter which may arise in connection with this action.

IT IS SO ORDERED.

  
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WAVERLY D. CRENSHAW, JR.  
CHIEF UNITED STATES DISTRICT JUDGE