

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

Civil Action No. 1:23-cv-02194-GPG-MEH

JOSEPH TERRELL NELSON, JR., on behalf of himself and others similarly situated,

Plaintiff,

v.

ALCOHOL MONITORING SYSTEMS, INC., d/b/a SCRAM Systems,

Defendant.

NOTICE OF SETTLEMENT

Please be advised that plaintiff Joseph Terrell Nelson, Jr. and defendant Alcohol Monitoring Systems, Inc., d/b/a SCRAM Systems (collectively, “the Parties”), by and through their respective undersigned counsel, hereby submit the following Notice of Settlement and, in support thereof, agree and state as follows:

1. On August 28, 2023, plaintiff commenced this action by filing a Class Action Complaint. [DKT 1].
2. On October 5, 2023, plaintiff filed his First Amended Class Action Complaint. [DKT 8].
3. On November 3, 2023, defendant filed a motion to dismiss the First Amended Class Action Complaint [DKT 18] and a motion to strike all class allegations [DKT 19] (collectively, “Defendant’s Rule 12 Motions”). These motions are currently pending.

4. On November 20, 2023, defendant filed a motion to stay all discovery during the pendency of the Rule 12 Motions. [DKT 24].

5. On January 5, 2024, defendant's motion to stay discovery was granted until February 12, 2024, the date of the previously scheduled status conference before Magistrate Judge Hegarty. [Dkt 38].

6. The Parties have agreed upon terms to settle this matter in its entirety.

7. The parties are in the process of memorializing their settlement into a confidential written settlement agreement and will file the appropriate papers with the Court to finalize their settlement upon completion.

Respectfully submitted this 16th day of January 2024.

Counsel for Plaintiff:

s/ Blake G. Abbott
Paul Doolittle, Esq.
Blake G. Abbott, Esq.
Poulin | Willey | Anastopoulo, LLC
32 Ann Street
Charleston, SC 29403
803-222-2222
paul.doolittle@poulinwilley.com
blake.abbott@poulinwilley.com

Counsel for Defendant:

Kutak Rock LLP

s/ Michael T. McDonnell

Michael T. McDonnell III, Esq.

Jane C. Silver, Esq.

Two Logan Square, 100 North 18th St., Suite 1920

Philadelphia, PA 19103

215-299-4384

michael.mcdonnell@kutakrock.com

jane.silver@kutakrock.com

Mark C. Willis, Esq. (CO Bar No. 31025)

2001 16th St., Suite 1800

Denver, CO 80202

303-297-2400

mark.willis@kutakrock.com

Rudy R. Perrino, Esq.

777 Tower, 777 S Figueroa St. #4550

Los Angeles, CA 90017

213-312-4000

rudy.perrino@kutakrock.com

Tim Baird, Esq.

Riverfront Plaza – West, 901 E. Byrd St., Suite 1000

Richmond, VA 23219

904-343-5249

tim.baird@kutakrock.com

CERTIFICATE OF SERVICE

I hereby certify that on January 16, 2024, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which system will electronically serve all counsel of record.

/s/ Edna Gray
Edna Gray