

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

JOHN SANTIAGO,

Plaintiff,

v.

AMERICAN TEXTILE COMPANY,
INCORPORATED,

Defendant.

2:23-CV-01811-CCW

ORDER

AND NOW, this 30th day of October 2025, upon consideration of Plaintiff's "Amended Unopposed Motion for Preliminary Approval of Settlement, Preliminary Certification of Settlement Class, and Approval of Notice Plan" ("Motion") (ECF No. 47), the accompanying "Settlement Agreement" ("Agreement") (ECF No. 43), the accompanying Declaration of Proposed Class Counsel (ECF No. 45-1), the Declaration of Christie K. Reed Regarding Settlement Notice Plan ("Verita Declaration") (Doc. 45-2), the accompanying memorandum of law (ECF No. 46), and all other papers and proceedings herein, it is hereby **ORDERED** that:

1. The Motion is GRANTED, and the settlement of this action is preliminarily approved for the reasons given in the opinion accompanying this order. The proposed settlement class is provisionally certified pursuant to Federal Rule of Civil Procedure 23(a) and (b)(3). The settlement class is defined as follows: "all persons who purchased the Product [as defined in the Agreement] anywhere in the United States during the period of October 19, 2016 to the date of an order from the Court granting Preliminary Approval of the Settlement." ECF No. 43 ¶ 32.

2. The "Long Form Notice" form ("Notice Form") attached to the Agreement as Exhibit B, "Online Notice" attached to the Agreement as Exhibit C, and the "Notice Plan" described in the

Verita Declaration at ECF 45-2 are approved pursuant to Rule 23(c)(2)(B).

3. On or before **December 1, 2025**, the settlement administrator shall create a settlement website and make available the required documents as specified in paragraph 55 of the Agreement.

4. On or before **January 21, 2026**, class members who wish to exclude themselves from the settlement shall submit their “Exclusion Request Form” online or by mail postmarked no later than **January 21, 2026**, following the procedures described in paragraphs 73–74 of the Agreement and page 8 of the Notice Form. All Class Members who do not personally and timely request to be excluded from the class are enjoined from proceeding against the Defendant on the claims in this action and settlement in accordance with the terms of the Agreement.

5. On or before **January 21, 2026**, class members who wish to object to the settlement shall file their written objections either online or by mail, following the procedures described on page 8 of the Notice Form.

6. Michael R. Reese of Reese LLP (100 W 93rd Street, Suite 16th Floor, New York, NY 10025) and Spencer Sheehan of Sheehan & Associates PC (60 Cuttermill Road, Suite 412, Great Neck, NY 11021) are appointed interim class counsel per Rule 23(g)(3) and shall ensure that the notice process contemplated by the Agreement is followed.

7. Pursuant to Rule 23(e)(2), a hearing addressing final approval of the settlement (the “Fairness Hearing”) will be held on **February 11, 2026**, at 10:00 a.m. via telephonic conference. During this hearing, the Court will hear from any objectors or other class members who wish to address the Court and will hear argument from class counsel regarding, *inter alia*, the following issues: whether the settlement warrants final approval under Civil Rule 23(e)(2); whether the service award described in Paragraph 63 of the Agreement should be approved; and whether the attorney’s fees and costs sought by class counsel and described in Paragraph 62 of the Agreement should be approved under Rule 23(h). This hearing shall be subject to

adjournment by the Court without further notice to class members other than that which may be posted by the Court.

8. On or before **January 28, 2026**, class counsel shall file all papers in support of the final approval of the settlement and the associated issues described in paragraph 7 above.

9. The Parties having expressly represented to the Court that American Textile Company, Inc. continues to deny Plaintiff Santiago's and the putative Class Members' claims and material allegations, this Order, and all other filings, representations, arguments, and other statements set forth in the Unopposed Motion, its supporting documents, and future filings concerning the settlement of this matter shall not be used or presented as evidence against American Textile Company, Inc. in any proceeding outside of this litigation, except for a proceeding specifically concerning the enforceability of the Agreement.

BY THE COURT:

/s/ Christy Criswell Wiegand
CHRISTY CRISWELL WIEGAND
United States District Judge

cc (via ECF email notification):

All Counsel of Record