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Attorneys for Plaintiff and the Class

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

JOE S. YEARBY, on behalf of himself and all
others similarly situated,

Plaintiff,

v.

AMERICAN NATIONAL INSURANCE
COMPANY,

Defendant.

Case No. 3:20-cv-09222-EMC

**[PROPOSED] ORDER APPROVING
DISTRIBUTION OF REMAINING
SETTLEMENT FUNDS IN CY PRES**

1 Before the Court is Plaintiff's Unopposed Motion to Distribute Remaining Funds in Cy Pres
2 (the "Motion"). Having considered the Motion and all papers and evidence submitted in support,
3 and all other papers filed in this action, the Court orders the following:

- 4 1. The Motion is GRANTED.
- 5 2. The Court finds that a third distribution of the remaining settlement funds to class
6 members would not be economically feasible.
- 7 3. The Court finds that the Life Insurance Settlement Association ("LISA") meets the
8 criteria set forth in *Dennis v. Kellogg Co.*, 697 F.3d 858, 865–866 (9th Cir. 2012), and approves
9 appointing LISA as the sole *cy pres* recipient of any unclaimed settlement funds remaining in the
10 Net Settlement Fund after payment of all remaining settlement administration expenses.

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12 **IT IS SO ORDERED.**

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14 Dated: _____

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17 Edward M. Chen
18 UNITED STATES DISTRICT JUDGE
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