

**COMMONWEALTH OF KENTUCKY  
FAYETTE CIRCUIT COURT  
FOURTH DIVISION**

**Civil Action No. 20-CI-00332**

*filed electronically*

**HAYNES PROPERTIES, LLC, et al.**

**PLAINTIFFS**

**v.**

**BURLEY TOBACCO GROWERS COOPERATIVE  
ASSOCIATION, et al.**

**DEFENDANTS**

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**Settlement Class Counsel's re-noticed  
Motion for Order(s) re Fund Disposition**

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NOTICE

Please take notice that this Motion will be heard on Friday, August 4, 2023, beginning at the hour of 10:00 a.m. or as soon thereafter as counsel may be heard.

MOTION

In accordance with ¶4 of the 7/19/23 Order re Fund Disposition and Requested Second Round of Mailings and Notice, Settlement Class Counsel, Katherine K. Yunker and Jason R. Hollon, hereby re-notice the 6/26/23 Motion for an order or orders as necessary and appropriate to specify the disposition of the remainder of the \$1.5 million amount (“the Fund”) that is the subject of ¶¶ 22-36 (pp. 15-23) and Ordering ¶2 (p.23) of the 7/28/21 Amended Opinion and Order Approving Partial Settlement. The parties have been working toward a collaborative Order and concur as to certain details or sub-issues, but are unlikely to reach full agreement as to all Fund-related provisions. As directed in ¶4 of the 7/19/23 Order, all parties are to serve and file their respective proposed provisions for Fund disposition and a supersedeas bond at least 72 hours prior to the noticed motion hearing, *i.e.*, by 10 A.M. Tuesday, August 1, 2023.

Respectfully submitted,

/s/ Katherine K. Yunker

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/s/ Jason R. Hollon

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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served this 27th day of July 2023, upon counsel via the e-filing system and electronic mail and upon unrepresented persons via first class U.S. Mail, postage prepaid, as shown on the attached Service List, and a courtesy copy was emailed to D. Gaines Penn, ENGLISH, LUCAS, PRIEST & OWSLEY, LLP, gpenn@elpolaw.com

/s/ Katherine K. Yunker

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Fayette Cir. 20-CI-00332