

The Order of Court is stated below:

Dated: July 21, 2015  
01:58:49 PM

/s/ Michael G. Allphin  
District Court Judge



Jack C. Helgesen #1451  
Michael V. Houtz #5854  
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*Attorneys for Plaintiffs*

**IN THE SECOND JUDICIAL DISTRICT COURT OF FARMINGTON  
DAVIS COUNTY, STATE OF UTAH**

DALTON JAQUES, SEVERO  
RODRIGUEZ, ELISHA DELAGARZA,  
NICHOLAS RODARTE, JODI POLL  
HOLBROOK, PAMELA SMITH, DOUG  
KASTEN, JENNIFER TORRANCE,  
MELISSA THOMAS and GREGORY  
HEINER.

Plaintiffs,

vs.

MIDWAY AUTO PLAZA, INC., and  
MIKE RIDDLE INC., dba MIKE RIDDLE  
MITSUBISHI,

Defendants.

**(Proposed) ORDER TO CERTIFY TWO  
SETTLEMENT SUBCLASSES**

Civil No. 040700662

Judge: Michael G. Allphin

The Court, having reviewed and considered the parties' Motion to Certify Two Settlement Subclasses, and good cause appearing, hereby **ORDERS**:

1. Two new settlement subclasses defined as follows:
  - a. **Midway Auto Plaza settlement subclass.** This subclass is formed for the

purpose of receiving a portion of the settlement and is defined as follows: *A subclass of the previously certified class 5, consisting of all class members who purchased Etch products from Midway Auto Plaza in the years 2008 and 2009; and*

- b. **Mike Riddle Mitsubishi settlement subclass.** This subclass is formed for the purpose of receiving a portion of the settlement and is defined as follows: *A subclass of the previously certified class 6, consisting of all class members who purchased Etch products from Mike Riddle Mitsubishi in the years 2008 and 2009.*

***Entered by the Court as indicated by the electronic signature, date, and seal on first page***

**CERTIFICATE OF SERVICE**

I hereby certify that on this 30<sup>th</sup> day of June, 2015, I caused to be served the foregoing **(Proposed) ORDER TO CERTIFY TWO SETTLEMENT SUBCLASSES** upon the parties of record in this proceeding set forth below by the method indicated:

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|--|---|
| <p>HEINZ J. MAHLER<br/>GARY T. WIGHT<br/>KIPP AND CHRISTIAN, P.C.<br/>Attorneys for Midway Auto Plaza, Inc.<br/>10 Exchange Place, 4<sup>th</sup> Floor<br/>Salt Lake City, UT 84111<br/><a href="mailto:hjmahler@kipbandchristian.com">hjmahler@kipbandchristian.com</a><br/><a href="mailto:gwright@kipbandchristian.com">gwright@kipbandchristian.com</a></p> | <p>X Electronic Filing<br/><input type="checkbox"/> Email<br/><input type="checkbox"/> Facsimile<br/><input type="checkbox"/> U.S. Mail, 1<sup>st</sup> Class, Postage Prepaid<br/><input type="checkbox"/> Hand Delivery</p> |
|--|---|

/s/ Samantha J. Smith  
Paralegal Assistant