

STATE OF ILLINOIS
IN THE CIRCUIT COURT OF THE 17TH JUDICIAL CIRCUIT
WINNEBAGO COUNTY

FILED

Date: 9/27/24

Thomas A. Klein
Clerk of the Circuit Court

By *KT* Deputy
Winnebago County, IL.

CHARLES K. GRASLEY, PAIGE
HOOPS, DIANE CONNELLY, AND ERIC
OSBERG, individually and on behalf of all
others similarly situated,

Plaintiffs,

v.

CHEMTOOL INCORPORATED,

Defendant,

v.

HOLIAN INSULATION COMPANY,
INC.,

Third-Party Defendant.

CASE NO. 2021-L-0000162

**ORDER GRANTING FINAL APPROVAL OF CLASS ACTION SETTLEMENT AND
APPLICATIONS FOR CLASS REPRESENTATIVES' INCENTIVE PAYMENTS
AND CLASS COUNSEL'S REQUESTED COSTS AND FEE AWARD**

This matter comes before the Court on the Joint Motion of Plaintiffs Charles Grasley, Diane Connelly, Paige Hoops, and Eric Osberg ("Plaintiffs") and Defendant Chemtool Incorporated ("Chemtool") on behalf of itself and The Lubrizol Corporation ("Lubrizol" and with Chemtool, "Settling Defendants"), (collectively "Settling Parties") for an Order Granting Final Approval of this Class Action Settlement and Applications for Class Representatives' Incentive Payments and Class Counsel's Requested Costs and Attorneys' Fees Award ("Final Approval Motion" or "Motion"). On September 27, 2024, the Court heard argument on the Motion.

Having reviewed the Motion, considered the argument of the Parties at the September 27, 2024 hearing, and considered the record in this case, it is hereby ORDERED that:

1. The Motion is Granted.
2. The Court has personal jurisdiction over all Class Members and subject matter jurisdiction to approve the Settlement Agreement, including all Exhibits.
3. The Settlement is fair, reasonable, and adequate as to, and in the best interests of, the Class Members.
4. The Settlement Agreement previously filed with this Court is approved.
5. The Settling Parties and Class Counsel shall implement and consummate the Settlement Agreement according to its terms and conditions.
6. The Releasors shall release the Released Claims against the Released Parties as of the Effective Date set forth in the Settlement Agreement.
7. The Notice of Settlement previously distributed to the Class: (a) constitutes the best practicable notice under the circumstances, (b) constitutes notice that is reasonably calculated, under the circumstances, to apprise the Class of their rights to object to or exclude themselves from this Settlement Agreement and to appear at the Final Approval Hearing, (c) is reasonable and constitutes due, adequate and sufficient notice to all Persons entitled to receive notice, and (d) fulfills the requirements of 735 ILCS 5/2-801, et seq., due process, and the rules of the Court.
8. The Class Representatives and Class Counsel adequately represented the Class for purposes of entering into and implementing the Settlement Agreement.

- 9 The Settling Parties and Class Counsel are granted authority, without further approval from the Court, to agree to and adopt such amendments, modifications and expansions of the Settlement and its implementing documents (including all Exhibits to the Settlement Agreement) that: (a) shall be consistent with the Final Approval Order, and (b) do not limit the rights of Class Members.
10. The proposed Class Representatives' Incentive Payments are reasonable and warranted under the circumstances and entirely consistent with Illinois law, and the Application for Class Representatives' Incentive Payments is granted.
11. The proposed attorney's fees and costs are reasonable and warranted under the circumstances and entirely consistent with Illinois law, and the Application for Class Counsel's Requested Fees and Costs is granted.
12. This Court shall maintain exclusive jurisdiction over the Settlement, including the interpretation, administration, and consummation of the Settlement, without affecting the finality of the Final Approval Order for purposes of appeal.


IT IS SO ORDERED

DATED: 9.27, 2024

BY:


Honorable Stephen E. Balogh

I hereby certify that this document is a true, perfect and complete copy of the original on file in my office.


Clerk of the Circuit Court
Winnebago County, Illinois

By: JMS
Deputy Clerk
Date: 9/27/24

