

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

IN RE: MOVEIT CUSTOMER DATA
SECURITY BREACH LITIGATION

MDL No. 1:23-md-03083-ADB-PGL

This Document Relates To:

23-cv-13231-ADB

23-cv-12922-ADB

**JOINT MOTION TO RESCHEDULE FINAL APPROVAL HEARING REGARDING
GRIPA CLASS ACTION SETTLEMENT**

Plaintiff Kimberly Clarke (“Plaintiff”) and Defendant Greater Rochester Independent Practice Association (“GRIPA”) (collectively, the “Parties”) hereby move this Court for entry of an Order that extends the date for the final fairness hearing to November 6, 2026, or any date thereafter that is convenient for the Court.

1. The Parties entered into a settlement agreement to resolve this matter, and, on March 23, 2026, Plaintiff filed a copy along with its motion for preliminary approval with the Court (Dkt. No. 1729).

2. On March 25, 2026, the Court entered an Order of Preliminary Approval of the proposed settlement with GRIPA and scheduled the final approval hearing for September 3, 2026 (Dkt. No. 1734).

3. The Class Action Fairness Act, 28 U.S.C. § 1715, *et. al.*, requires that notice be sent to the “appropriate state official” not later than 10 days after a proposed settlement is filed with the Court (“CAFA Notice”). 28 U.S.C. § 1715(b). However, due to an issue regarding the timely service of CAFA Notice, CAFA Notice was not initially provided consistent with the proposed

Settlement Agreement (ECF No. 1731-1). Upon discovering the issue, the Parties promptly worked with the Settlement Administrator and CAFA Notice was provided on August 8, 2026.

4. Under CAFA, an order finally approving a proposed settlement may not be issued earlier than 90 days after the service of CAFA Notice. 28 U.S.C. § 1715(d).

5. Accordingly, the Parties respectfully request that the Court reschedule the final fairness hearing to November 6, 2026, or anytime thereafter that is convenient for the Court.

Dated: August 31, 2026

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Respectfully submitted,

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Lead Counsel for Plaintiffs

LOCAL RULE 7.1 CERTIFICATION

I hereby certify that, pursuant to Local Rule 7.1(a)(2), counsel for Plaintiff has conferred in good faith with counsel for Defendant Greater Rochester Independent Practice Association, and Defendant does not oppose this motion.

Dated: August 31, 2026

/s/ Gary F. Lynch

Gary F. Lynch

CERTIFICATE OF SERVICE

I hereby certify that, on this date, the foregoing document was filed electronically via the Court's CM/ECF system, which will send notice of the filing to all counsel of record.

Dated: August 31, 2026

/s/ Kristen A. Johnson

Kristen A. Johnson (BBO# 667261)