

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF PENNSYLVANIA**

FIRST CHOICE FEDERAL CREDIT UNION
and FINANCIAL HORIZONS CREDIT
UNION, individually and on behalf of all
others similarly situated,

Plaintiffs,

v.

SLIM CD, INC.,

Defendant.

Case No. 2:25-cv-01088-MRH

**PLAINTIFFS' UNOPPOSED MOTION FOR
FINAL APPROVAL OF CLASS ACTION SETTLEMENT**

Pursuant to Rule 23(e) of the Federal Rules of Civil Procedure, Plaintiffs First Choice Federal Credit Union and Financial Horizons Credit Union ("Plaintiffs") hereby respectfully move the Court for an order: (1) finally certifying the following Settlement Class under Rule 23(b)(3):

All financial institutions in the United States (including its territories and the District of Columbia) that issued one or more Alerted on Payment Cards.

Excluded from the Settlement Class are: (i) the Court and any immediate family members of the Court; (ii) directors and officers of Defendant; (iii) parents and subsidiaries of Defendant; and (iv) financial institutions that timely and validly request exclusion from the Settlement Class.

(2) finally approving the Settlement as fair, reasonable, and adequate under Rule 23(e)(2) and granting final approval of the Settlement; (3) confirming that the Notice Program approved by the Court in its June 3, 2026 Preliminary Approval Order (ECF No. 39) has been fully and sufficiently executed; (4) finally appointing Plaintiffs as the Settlement Class Representatives; (5) finally appointing Joseph P. Guglielmo of Scott+Scott Attorneys at Law LLP and Gary F. Lynch of Lynch

Carpenter, LLP as Class Counsel; (6) entering the proposed final approval order and judgment; and (7) granting such other and further relief as may be just and appropriate.

This Motion is based upon the record in this case as well as the concurrently filed: (1) Plaintiffs' Memorandum of Law in Support of Plaintiffs' Unopposed Motion for Final Approval of Class Action Settlement; and (2) the Declaration of Richard Simmons of Analytics Consulting LLC, as well as any additional materials and argument that may be presented to the Court.

A proposed Order addressing the relief requested in this Motion is submitted herewith.

Dated: August 21, 2026

Respectfully Submitted,

LYNCH CARPENTER LLP

/s/ Gary F. Lynch

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Union and the Proposed Settlement Class*