IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

MARILYN KEEPSEAGLE, et al., Plaintiffs, v. TOM VILSACK, Secretary, United States Department of Agriculture, Defendant.	Civil Action No. 1:99CV03119 (EGS) Judge: Emmet G. Sullivan Magistrate Judge: Alan Kay

MOTION FOR PRELIMINARY APPROVAL OF SETTLEMENT, AND AN ORDER CERTIFYING SETTLEMENT CLASS AND APPROVING CERTAIN PROVISIONS IN SETTLEMENT AGREEMENT

For the reasons set forth in the accompanying memorandum of points and authorities, Plaintiffs hereby move the Court for an order granting preliminary approval of the Settlement Agreement, certifying the settlement class, and approving certain provisions in the Settlement Agreement. In addition, Plaintiffs move this Court to order that all objections to the Settlement Agreement and all opt-outs be filed by February 9, 2011, and request the Court to schedule a fairness hearing on the Settlement Agreement for February 21, 2011.

October 22, 2010

Respectfully submitted,

By: /s/ Paul M. Smith

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