

STATE OF NORTH CAROLINA  
COUNTY OF DURHAM

IN THE GENERAL COURT OF JUSTICE  
SUPERIOR COURT DIVISION  
22-CVS-3533

DANIEL GREEN, as an individual )  
and on behalf of all others similarly )  
situated, )  
)  
                    Plaintiff, )  
)  
          v. )  
)  
EMERGEORTHO, P.A., )  
)  
                    Defendant. )  
)

**PLAINTIFF'S MOTION FOR  
FINAL APPROVAL OF CLASS  
ACTION SETTLEMENT**

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Plaintiff Daniel Green, individually and on behalf of all others similarly situated, by and through undersigned counsel, pursuant to Rule 23 of the North Carolina Rules of Civil Procedure, and the Court's February 23, 2024 Order Granting Plaintiff's Motion for Preliminary Approval of Class Action Settlement, Certifying the Classes for Purpose of Settlement, Directing Notice to the Classes, and Scheduling Fairness Hearing for June 11, 2024, respectfully moves the Court for an order granting final approval of the settlement in this class action, awarding attorneys' fees and expenses, awarding a service award, and providing such other and further relief as the Court deems just and proper.

Plaintiff supports this motion with a memorandum and exhibits filed contemporaneously herewith, and such other written or oral arguments as are permitted or requested by the Court.

Dated: May 28, 2024

Respectfully submitted,

**MILBERG COLEMAN BRYSON  
PHILLIPS GROSSMAN, PLLC**

*/s/ Scott C. Harris*

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*Counsel for Plaintiff and the  
Settlement Class*

**CERTIFICATE OF COMPLIANCE WITH  
BUSINESS COURT RULE 7.8**

The undersigned, in accordance with Business Court Rule 7.8, certifies that the foregoing motion (exclusive of the case caption, signature blocks, and required certificates) contains fewer than 7,500 words, as reported by word-processing software.

This 28th day of May 2024.

*/s/Scott C. Harris*

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Scott C. Harris

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that the foregoing has been served on all counsel of record in accordance with Business Court Rule 3.9 through electronic filing with the North Carolina Business Court.

This 28th day of May 2024.

**MILBERG COLEMAN BRYSON  
PHILLIPS GROSSMAN, PLLC**

*/s/Scott C. Harris*

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