

**STATE OF MINNESOTA
COUNTY OF WASHINGTON**

**DISTRICT COURT
TENTH JUDICIAL DISTRICT**

ASHLEY BURGESS, on behalf of herself and
all others similarly situated,

Plaintiff,

v.

**MINNESOTA ORTHODONTICS AND
DENTOFACIAL ORTHOPEDICS, P.A.**,

Defendant.

No. 82-cv-25-3249

Judge Douglas B. Meslow

**NOTICE OF MOTION AND PLAINTIFF'S UNOPPOSED MOTION FOR FINAL
APPROVAL OF CLASS ACTION SETTLEMENT, ATTORNEYS' FEES AND COSTS
AWARD, AND SERVICE AWARD**

TO: DEFENDANT ABOVE-NAMED AND DEFENDANT'S ATTORNEY OF RECORD.

PLEASE TAKE NOTICE that undersigned counsel for Plaintiff Ashley Burgess, individually, and on behalf of all others similarly situated, will move this Court, before the Honorable Judge Douglas B. Meslow of the Tenth Judicial District Court Civil Division, at the Washington County Courthouse, Stillwater, Minnesota, on June 5, 2026, at 10:00 a.m. via Zoom/Telephonic Conference (Zoom ID: 161 899 4577 Password: 354393) or as soon as counsel can be heard for an Order granting final approval of class action settlement and Order on Fee Award and Costs and Service Award.

MOTION

Plaintiff Ashley Burgess ("Plaintiff"), individually and on behalf of all others similarly situated, hereby move this Court for final approval of the proposed Settlement with Minnesota Orthodontics and Dentofacial Orthopedics, P.A. and confirmation of the Settlement Agreement as approved by the Court in its Preliminary Approval Order. Additionally, Plaintiff hereby

respectfully requests that the Court grant her request for Attorneys' Fees and Costs Award, and Plaintiff's Service Award, consistent with the Parties' Settlement Agreement in this matter.

Plaintiff is simultaneously filing a supporting memorandum of law and Declaration of Class Counsel. For the reasons set forth in the Memorandum, Plaintiff respectfully requests that the Court enter the Proposed Final Approval Order, submitted concurrently to the Court and attached to the Settlement Agreement as Exhibit E. For each of the references, the capitalized terms in this Motion, and the accompanying Memorandum have the meaning set forth in the Settlement Agreement.

Dated: April 27, 2026

Respectfully submitted,

By: /s/ Brittany Resch

Brittany Resch (MN No: 0397656)

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Attorneys for Plaintiff and the Proposed Class

CERTIFICATE OF SERVICE

I, Brittany Resch, hereby certify that on April 27, 2026, I electronically filed the foregoing with the Clerk of the Court using the Odyssey E-Filing system, which will send notification of such filing to counsel of record, via the Odyssey E-Filing system.

DATED this 27th day of April, 2026.

STRAUSS BORRELLI PLLC

By: /s/ Brittany Resch

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