

IN THE CIRCUIT COURT OF WINNEBAGO COUNTY, ILLINOIS

LINDSEY GARCIA, LARRY BENNER,  
and MICHAEL LUNGO, on behalf of  
themselves and all others similarly  
situated,

Plaintiffs,

v.

MIDLAND STATES BANK,

Defendant.

Case No.: 2022-LA-0000104

Hon. Lisa R. Fabiano

**JOINT MOTION TO RESET FINAL APPROVAL HEARING AND RELATED  
DEADLINES**

Plaintiffs and Defendant, by their respective counsel, respectfully move the Court to reset the final approval hearing date and related deadlines as set forth below. In support, the parties respectfully state:

1. The parties have been working diligently to complete notice to the Class members and move forward with final approval of the class action settlement in this case. However, due to administrative issues in obtaining address information for a small percentage of the Class, additional time is needed to complete notice to those Class members and allow them sufficient time before the final approval hearing to opt-out of, or object to, the settlement.
2. The parties, therefore, agree to, and ask the Court to, extend the following deadlines:
  - a. date to complete providing notice of the settlement to the class members to August 15, 2025.
  - b. date for plaintiffs to file their Motion for Final Approval and Application for Attorney's Fees, Costs and Service Award to September 1, 2025.

- c. date for putative class members to opt-out or object to the settlement to September 15, 2025.
- d. date for the Final Approval Hearing before Judge Fabiano from September 10, 2025, to October 15, 2025, at 9:45 am.

Dated: July 28, 2025

Respectfully submitted,

By: /s/ W. Scott Porterfield

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**CERTIFICATE OF SERVICE**

The undersigned, an attorney, certifies that, on July 28, 2025, he caused the foregoing **Joint Stipulation** to be served electronically on all counsel of record through the Circuit Court of Winnebago County's electronic filing manager.

/s/ W. Scott Porterfield

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**ORDER GRANTING JOINT MOTION TO RESET FINAL APPROVAL HEARING  
AND RELATED DEADLINES**

This matter is before the Court on the parties' Joint Motion to Reset Final Approval Hearing and Related Deadlines, and the Court, being duly advised, now finds that the motion should be, and hereby is, GRANTED.

IT IS HEREBY ORDERED that the final approval hearing schedule for September 10, 2025, is RESET to October 15, 2025, at 9:45 am.

IT IS FURTHER ORDERED that the following deadlines are extended as set forth below:

1. Date to complete providing notice of the settlement to the class members: August 15, 2025.
2. Date for plaintiffs to file their Motion for Final Approval and Application for Attorney's Fees, Costs and Service Award: September 1, 2025.
3. Date for putative class members to opt-out or object to the settlement: September 15, 2025.

7/28/2025

SO ORDERED on \_\_\_\_\_

  
\_\_\_\_\_  
Judge