

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NASSAU

IAS PART 4

-----X  
ERIC KROBATH, on behalf of himself and all  
others similarly situated,  
Plaintiff,

SO-ORDERED  
STIPULATION  
AMENDING PRELIMINARY  
APPROVAL ORDER

-against-

SOUTH NASSAU COMMUNITIES HOSPITAL,  
a New York Corporation; and DOES 1 through 25,  
inclusive,  
Defendant.

Index No. 602113/2015

PRESENT:  
HON. RANDY SUE MARBER, J.S.C.

-----X  
**IT IS HEREBY STIPULATED AND AGREED**, by and between the undersigned  
attorneys for the parties, that the first full paragraph on page 4 of the Court's Short Form Order,  
dated November 18, 2020, NYSCEF Doc. No. 195, is hereby amended to read as follows:

ORDERED, that the form and substance of the Notice annexed to  
the Settlement Agreement as Exhibit "1" is hereby APPROVED;  
and the Defendant shall serve the Notice, or cause the Notice to be  
served, upon all members of the Class using the last known  
addresses in the Hospital's records, by placing the Notice in the  
custody of the United States Postal Service on or before December  
29, 2020, to be sent by regular first-class mail, and shall post a  
copy of the Notice on its website, which shall constitute reasonable  
and sufficient notice of the Settlement pursuant to CPLR 904, 907  
and 908; and

**IT IS FURTHER STIPULATED AND AGREED**, that any Class opt-out notices,  
statements of objection to the settlement, and appearances by counsel for Class members that  
were received by the parties or the attorneys for the parties on or before February 23, 2021, were  
timely;

**IT IS FURTHER STIPULATED AND AGREED**, that all other provisions of the Court's Short Form Order, dated November 18, 2020, NYSCEF Doc. No. 195, shall remain in full force and effect; and

**IT IS FURTHER STIPULATED AND AGREED**, that facsimile and electronic signatures of the stipulation shall be deemed as originals.

Dated: New York, New York  
February 25, 2021

GISKAN SOLOTAROFF &  
ANDERSON LLP  
*Attorneys for Plaintiff Eric Kroboth and Class  
Counsel for the Settlement Class*

By: \_\_\_\_\_



Oren Giskan

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Dated: Great Neck, New York  
February 25, 2021

GARFUNKEL WILD, P.C.  
*Attorneys for Defendant South Nassau  
Communities Hospital*

By: \_\_\_\_\_



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Dated: February 25, 2021

SO ORDERED:



HON. RANDY SUE MARBER, J.S.C.