

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF HENNEPIN

FOURTH JUDICIAL DISTRICT  
CASE TYPE: CIVIL/OTHER MISCELLANEOUS  
Court File No.: 27-CV-24-10788

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*In re: MNGI Digestive Health, PA*

**NOTICE OF MOTION AND  
PLAINTIFFS' MOTION FOR AWARD OF  
ATTORNEYS' FEES AND  
REIMBURSEMENT OF EXPENSES, AND  
APPROVAL OF SERVICE AWARD TO  
NAMED PLAINTIFF**

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

**PLEASE TAKE NOTICE** that undersigned counsel for Plaintiffs Sammie Lee Austin, Michele Margaret Dagenais, Dirk Hackett, Kathleen Schroeder, and Debra Soberg ("Plaintiffs") on behalf of themselves and the Class will move this Court, before the Honorable Judge Nelson Peralta of the Fourth Judicial District Court Civil Division, at the Hennepin County Courthouse, Minneapolis, Minnesota, on September 4, 2025 at 9:00 A.M. CT during the currently scheduled Final Fairness Hearing, for an Order granting Plaintiff's motion for award of attorneys' fees and reimbursement of expenses, and approval of service award to named plaintiff.

**MOTION**

Plaintiffs Sammie Lee Austin, Michele Margaret Dagenais, Dirk Hackett, Kathleen Schroeder, and Debra Soberg ("Plaintiffs") on behalf of themselves and the Class and Defendant MNGI Digestive Health, P.A. ("Defendant" or "MNGI") (collectively with Plaintiffs, the "Parties") hereby request that the Court:

- (1) award Class Counsel's proposed attorneys' fees and expenses and find that those fees and expenses are fair and reasonable under the applicable legal standards;

- (2) allow Class Counsel to submit the appropriate declarations to establish the fees and expenses incurred by Class Counsel between the date of this Motion and the Final Fairness Hearing; and
- (3) grant the requested Service Awards to the Named Plaintiffs.

Plaintiffs are simultaneously filing a supporting memorandum of law and Declaration of Kate Baxter, which includes, as Exhibit A, the spreadsheet detailing the total fees and expenses for counsel in this matter.

For the reasons set forth in the memorandum, Plaintiffs respectfully request that the Court enter the Order granting Plaintiff's motion for award of attorneys' fees and reimbursement of expenses, and approval of service award to named plaintiff, submitted to this Court concurrently.

Dated: July 15, 2025

Respectfully submitted,

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*Interim Class Counsel and Proposed Settlement  
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