

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DANIEL NORCIA, on his own behalf
and on behalf of all others similarly
situated,

Plaintiffs,

vs.

SAMSUNG TELECOMMUNICATIONS
AMERICA, LLC, a New York
Corporation, and SAMSUNG
ELECTRONICS AMERICA, INC., a
New Jersey Corporation,

Defendants.

CASE NO. 3:14-cv-582-JD

~~PROPOSED~~ FINAL JUDGMENT OF
DISMISSAL WITH PREJUDICE

1 Terms and phrases in this Judgment will have the same meanings as in the Class Action
2 Settlement and Release, Dkt. No. 169-1 (the Settlement Agreement).

3 The Court has personal jurisdiction over all Class Members and subject matter jurisdiction
4 to approve the Settlement Agreement, and final approval of the Settlement Agreement was
5 previously granted. Dkt. No. 199.

6 The Court dismisses this class action against SAMSUNG ELECTRONICS AMERICA,
7 INC., on the merits and with prejudice, without fees or costs to any party except as provided for
8 in the Settlement Agreement and the Court's final approval order, Dkt. No. 199, as well as in any
9 other fees and costs orders that may be issued in the future by the Court.

10 The Releases in the Settlement Agreement will become effective as of the Effective Date,
11 and will discharge the Releasees from the Released Claims. The Settlement Agreement is binding
12 on, and will have res judicata and preclusive effect in all pending and future lawsuits or other
13 proceedings maintained by or on behalf of Releasors and the Releasees with respect to the
14 Released Claims. All Class Members who were not excluded by the final approval order are
15 permanently barred and enjoined from filing, intervening, or participating in any lawsuit or other
16 action in any jurisdiction based on the Released Claims.

17 Judgment is entered pursuant to Federal Rule of Civil Procedure 58. Without affecting the
18 finality of this Judgment, the Court retains jurisdiction on all matters relating to administration,
19 consummation, implementation, enforcement, and interpretation of the Settlement Agreement and
20 this Judgment, and for any other necessary purpose.

21
22 **PURSUANT TO STIPULATION, IT IS SO ORDERED, ADJUDGED AND DECREED.**

23
24 Dated: August 6, 2021



The Honorable James Donato
United States District Judge