

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

MOLLY CRANE, Individually and on
Behalf of All Other Persons Similarly
Situated,

Plaintiff,

v.

SEXY HAIR CONCEPTS, LLC, and ULTA
SALON COSMETICS & FRAGRANCE,
INC.,

Defendants.

Case 1:17-cv-10300

**PLAINTIFF'S ASSENTED-TO MOTION FOR
PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT**

Plaintiff Molly Crane hereby moves for the Court to grant preliminary approval of the Settlement Agreement and Release attached this motion as Exhibit A (the "Settlement"),¹ which resolves all claims asserted in this litigation on behalf of a proposed nationwide class against defendants Sexy Hair Concepts, LLC ("SHC") and Ulta Beauty, Inc. *f/k/a* Ulta Salon Cosmetics & Fragrance, Inc. ("Ulta," and together with SHC, the "Defendants").

In support of this motion, Plaintiff states that the Settlement satisfies the requirements for preliminary approval, and Defendants assent to the relief requested in this motion. Plaintiff submits herewith a memorandum setting forth the reasons why the Court should grant this motion. For the reasons set forth in the accompanying memorandum, Plaintiff and Class Counsel respectfully request the Court:

1. grant preliminary approval to the Settlement;
2. conditionally certify the Class as defined in this motion and the Settlement;

¹ Defined terms have the meanings set forth in the Settlement.

3. approve the method of notice set forth in the Settlement and the forms of notice attached as Exhibits 4, 5, and 6 to the Settlement;
4. approve and order the opt-out and objection procedures set forth in the Settlement;
5. stay this litigation pending final approval of the Settlement;
6. preliminarily bar and enjoin any Class Members from asserting, instituting, or prosecuting, directly or indirectly, any Released Claims in any court or other forum against any of the Released Parties.; and
7. schedule a final approval hearing no sooner than 140 days from the date the Court grants preliminary approval of the Settlement.

For the Court's convenience, Plaintiff and Class Counsel attach as Exhibit C to this motion a proposed order granting preliminary approval of the Settlement (this same proposed order is attached as Exhibit 2 to the Settlement).

Dated: October 19, 2018

Respectfully submitted,

/s/ Patrick J. Vallely

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CERTIFICATE OF SERVICE

I hereby certify that the above and foregoing pleading and its attachments was filed electronically through the Court's electronic filing system and that notice of this filing will be sent to all counsel of record in this matter by operation of the Court's ECF system.

Dated: October 19, 2018

/s/ Patrick J. Vallely
Patrick J. Vallely