

**SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NASSAU**

CLAIR AWAD and VIVIAN PICCIOTTI,
individually and on behalf of all others similarly
situated,

Plaintiff.,

v.

AMC ENTERTAINMENT HOLDINGS, INC.,

Defendant.

Index No. 607322/2024

Motion Seq. No. 001

**NOTICE OF UNOPPOSED MOTION FOR PRELIMINARY APPROVAL OF
CLASS ACTION SETTLEMENT**

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that on June 4, 2024 at 9:30 a.m., upon: (1) the accompanying Memorandum of Law, and (2) the Affirmation of Philip L. Fraietta, and the exhibits attached thereto (including the Parties’ Class Action Settlement Agreement), Plaintiffs Clair Awad and Vivian Picciotti, through their undersigned attorneys, will move this Court, at the Supreme Court of the State of New York, County of Nassau, 100 Supreme Court Drive, Mineola, New York, for an Order, pursuant to Article 9 of the CPLR: (i) granting preliminary approval of the Class Action Settlement; (ii) provisionally certifying the Settlement Class under CPLR 902 in connection with the settlement process; (iii) appointing Philip L. Fraietta and Stefan Bogdanovich of Bursor & Fisher, P.A. as Class Counsel; (iv) appointing Clair Awad and Vivian Picciotti as the Class Representatives for the Settlement Class; (v) approving the Notice Plan for the Class Action Settlement described in the Class Action Settlement Agreement and its Exhibits, as well as the specific Notice of Class Action and Proposed Settlement (the “Proposed Notice”), attached as Exhibits B-C to the Settlement Agreement, and directing distribution of the

Proposed Notice; and (vi) granting such other, further, or different relief as the court deems just and proper.

* * *

A Proposed Preliminary Approval Order is submitted herewith.

Dated: May 27, 2024

Respectfully submitted,

BURSOR & FISHER, P.A.

By: /s/ Philip L. Fraietta
Philip L. Fraietta

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Proposed Class Counsel