

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NORTH DAKOTA (EASTERN)

JILL TOMPKINS and ELLA METCALF, on behalf
of themselves and all others similarly situated,
Plaintiff,

v.

FERNY PROPERTIES, LLC. d/b/a THE
NORTHERN GENTLEMENS'S CLUB, and DOE
DEFENDANTS 1-10,
Defendants.

Case No. 3:18-cv-00190

ELECTION TO OPT OUT OF SETTLEMENT AND CLASS ACTION FORM

Instructions: Please complete this Election to Opt Out of Settlement and Class Action Form **only** if you **do not** want to participate in the Class Settlement that is described in the Notice of Settlement of Class Action that accompanies this Election to Opt Out of Settlement and Class Action Form. If you choose not to participate in the Settlement, you must complete this Form in its entirety and submit this Form so that it is received by the Settlement Administrator and postmarked by July 26, 2021.

I. PERSONAL INFORMATION

Name (first, middle, and last): _____

Home Street Address: _____

City: _____ State: _____ Zip Code: _____

Home Telephone Number: _____

Signature: _____

II. REQUEST FOR EXCLUSION

By signing and returning this Form, I certify that I have carefully read the Notice of Settlement of Class Action and that I wish to be excluded from the Settlement Class described therein. **I understand that this means I will not receive a Settlement Check under the Settlement and cannot object to the Class Settlement.**

III. MAILING INSTRUCTIONS

If you choose to return this Form, it must be received by the Settlement Administrator on or before July 26, 2021, at the address listed below:

ND FLSA Settlement
P.O. Box 2002
Chanhassen, MN 55317-2002