

**IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION**

MARTIN ZAKARIAN, and MARY JONES, on)
behalf of themselves and those similarly situated,)

Plaintiffs,)

v.)

Case No. 24-cv-00229-SRB

THE RAWLINGS COMPANY LLC,)
RAWLINGS FINANCIAL SERVICES, LLC,)
and RAWLINGS & ASSOCIATES, PLLC,)

Defendants.)

ORDER ON VENDOR DISCLOSURE

Before the Court is the parties' Joint Notice Plan. (Doc. #152.) Upon review, it is hereby
ORDERED that within fourteen (14) days from the date of this Order:

(1) The parties shall file a motion to appoint a notice administrator, including the following:

- a. A detailed explanation of why RG/2 Claims Administration, LLC ("RG/2") is
qualified and capable of serving as notice administrator in this case;
- b. A list of all cases in which Plaintiffs' counsel has retained RG/2;
- c. The process by which RG/2 was selected, including the number of notice
administrators that submitted a proposal; and
- d. The notice administrator's procedures for securely handling class member data. This
includes, but is not limited to, technical and administrative controls, retention and
destruction policies, and crisis response protocols. Information regarding the notice
administrator's acceptance of responsibility and maintenance of insurance in case of
errors shall also be provided.

e. The parties shall file a motion including the same information for any proposed vendor.¹ When selecting vendors, the Court reminds the parties that the value of services are not always represented by the lowest bid;

(2) Plaintiffs' counsel shall publicly file the proposal for services from all vendors and disclose whether there were any competing bids. *See Procedural Guidance for Class Action Settlements*, Section 2, United States District Court for the Northern District of California ("The Parties are expected to get multiple competing bids from potential settlement administrators.");

(3) Plaintiffs' counsel shall file a response to the attached ethics conflict disclosure; and

(4) RG/2 shall provide an accounting of all fees and charges made to the settlement fund.

Such fees and charges include, but are not limited to, rebates, awards and/or credits from vendors, and financial benefits from banks or any institutions. After a notice administrator is approved by the Court, the notice administrator shall file an accounting within fourteen (14) days of being approved, and quarterly thereafter.

It is further ORDERED that Plaintiffs' counsel shall obtain Court approval before making payment(s) to any vendor. Any dispute regarding vendor payments shall be resolved by the Court.

IT IS SO ORDERED.

Dated: April 23, 2026

/s/ Stephen R. Bough
STEPHEN R. BOUGH
UNITED STATES DISTRICT JUDGE

¹ The Joint Notice Plan states that "[i]nformation about RG/2 is attached hereto as Exhibit 3." However, Exhibit 3 is not attached.

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Plaintiffs,	)	
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v.	)	Case No. 24-cv-00229-SRB
	)	
THE RAWLINGS COMPANY LLC,	)	
RAWLINGS FINANCIAL SERVICES, LLC,	)	
and RAWLINGS & ASSOCIATES, PLLC,	)	
	)	
Defendants.	)	

ORDER ON ETHICS CONFLICT DISCLOSURE

The unique nature of multidistrict litigation and class actions warrant transparency, the highest regard for professional conduct, and confidence in leadership and class counsel. *See In re Zantac (Ranitidine) Prods. Liab. Litig.*, No. 20-MD-2924, 2020 WL 1669444, at *5 (S.D. Fla. Apr. 3, 2020). Because leadership and class counsel are often called upon to speak on behalf of all other counsel and their respective clients, they must fulfill their leadership duties in a manner that is dignified and trusted. It is leadership and class counsel's responsibility to oversee and manage certain vendors, including but not limited to banks, claims and settlement administrators and ensure that both counsel and claimants are credited with interest at the maximum available and that any costs or expenses of any vendor are for work actually performed and done so at commercially reasonable rates. Outside interests have an impact on whether leadership and class counsel will adequately represent the class and whether that outside interest is vested with undue influence or control over the underlying litigation.

To that end, the Court directs each applicant for leadership or class counsel to provide the Court with a declaration with written responses to the following questions. Each applicant

is under a continuing obligation to supplement these responses.

1. Do you, your firm, any firm partner or employee, or any co-counsel have any financial relationship (direct or indirect) with any company or entity that is financing the litigation for this matter? Please describe your investigation and its results.
2. Do you, your firm, any firm partner or employee, or any co-counsel have any financial relationship (direct or indirect) with any bank, private equity, hedge fund, settlement administrator, vendor, or similar institution (except for holdings in mutual funds that do not grant control over such entities) that has a role in this litigation? Please describe your investigation and its results.
3. Have you, your firm, any firm partner or employee, or any co-counsel accepted anything of value from any bank, settlement administrator, or vendor who is or might provide services in this matter more than \$100? Please describe your investigation and its results.
4. Do you, your firm, or any co-counsel have any financing that is contingent upon this litigation? Please describe your investigation and its results. If yes, the following questions shall be answered:
 - a. Does the litigation funder have any control (direct or indirect, actual or apparent or implied) over the decision to file or the content of any motions or briefs, or any input into the decision to accept a settlement offer?
 - b. Does the financing (1) create any conflict of interest for counsel, (2) undermine counsel's obligation of vigorous advocacy, (3) affect counsel's independent judgment, (4) give to the lender any control over litigation strategy or settlement decisions (as to either the common benefit work done

by counsel or work for individual retained clients), or (5) affect party control of settlement?

c. Briefly explain the nature of the financing, the amount of the financing, and submit a copy of the documentation to the Court, or if applicable, to the Special Master.

5. Do you, your firm, any firm partner or employee, or any co-counsel have any financial relationship (direct or indirect) with any litigation lending companies that would provide funds directly to potential claimants in this case? Please describe your investigation and its results.
6. Do you, your firm, any firm partner or employee, or any co-counsel have any financial relationship (direct or indirect), including but not limited to as an investor, Officer, Director, employee, or contractor, with any party or client/claimant involved in this MDL or class action (other than a written retainer or engagement agreement for a client in this case)? Please describe your investigation and its results.
7. Do you, any firm partner or employee, or any co-counsel partner or employee have any personal relationship (including but not limited to familial, romantic, or financial/business) with any party, client, claimant, counsel, or vendor involved in this MDL or class action? Please describe your investigation and its results.
8. Do you, your firm, any firm partner or employee, or any co-counsel represent any present parties or claimants in this litigation who you have represented in any other capacity or in any other court (either currently or within the past 3 years)? Please describe your investigation and its results.
9. Do you, your firm, any firm partner or employee, or any co-counsel have any

financial interest (direct or indirect) in any similar claims or lawsuits filed or registered by any other counsel in this MDL or class action? Please describe your investigation and its results.

- 10.** Do you, your firm, any firm partner or employee, or any co-counsel have any financial relationship (direct or indirect) with any bank or financial institution for lending services or solutions which also serves as the custodial or escrow bank in any case in which you have held a leadership position? Please describe your investigation and its results.
- 11.** Do you know of any other relationship or fact that you believe, if known, would be material to the Court with respect to either an actual conflict of interest or the appearance of a conflict of interest has not already disclosed to the Court?

IT IS SO ORDERED.

/s/ Stephen R. Bough
STEPHEN R. BOUGH
UNITED STATES DISTRICT JUDGE

Dated: April 23, 2026