

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division**

JAMES ELLIS, III,	:	
DWIGHT D. BRINSON,	:	
MARLIN L WILLIAMS,	:	
SHERMAN M. KIER,	:	
ERNEST SHIPMAN,	:	
TANIA S. CHAPMAN,	:	
ERIC S. JONES,	:	
EUGENE MARSHALL,	:	
<i>on behalf of themselves and all similarly</i>	:	Civil Action No. 3:13-cv-473
<i>situated individuals</i>	:	
	:	
Plaintiffs,	:	
	:	
v.	:	
	:	
SWIFT TRANSPORTATION CO.	:	
OF ARIZONA, LLC	:	
	:	
Defendant.	:	

**JOINT MOTION FOR PRELIMINARY APPROVAL
OF CLASS ACTION SETTLEMENT AGREEMENT**

COME NOW the Parties, by counsel and pursuant to Fed. R. Civ. P. 23, and jointly move the Court for preliminary approval of the class action settlement agreement for the reasons set forth in the memorandum in support filed contemporaneously herewith. Plaintiffs and Defendant respectfully request the Court grant their Joint Motion for Preliminary Approval of Class Action Settlement Agreement and enter the Preliminary Approval Order, attached as Exhibit 2:

- (1) preliminarily approving a proposed class settlement,
- (2) scheduling a fairness hearing,
- (3) certifying the Settlement Classes for purposes of the proposed class settlement,
- (4) appointing Class Counsel, and
- (5) approving the form and manner of notice proposed to be sent to all members of the

Settlement Class.

Respectfully submitted,
PLAINTIFFS,
*on behalf of themselves and all similarly
situated individuals*

/s/

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Counsel for the Plaintiffs

Respectfully Submitted,
Swift Transportation Co. of Arizona, LLC

CERTIFICATE OF SERVICE

I certify that on this 21st day of April, 2014, I have filed the foregoing with the court using the CM/ECF system, which will send a NEF to counsel of record in this case:

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