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**UNITED STATES DISTRICT COURT
 SOUTHERN DISTRICT OF CALIFORNIA**

15 EVLYN ANDRADE-HEYMSFIELD, on 16 behalf of herself, all others similarly 17 situated, and the general public, 18 19 20 21 22 23 24 25 26 27 28	Case No. 3:21-cv-1446-BTM-MSB PLAINTIFF’S NOTICE OF MOTION AND MOTION FOR FINAL APPROVAL OF CLASS SETTLEMENT Judge: Hon. Barry Ted Moskowitz Hearing Date: March 11, 2024 Time: 3:30 p.m. Location: Courtroom 15B
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Plaintiff,

v.

NEXTFOODS, INC.,

Defendant.

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13 4 A Conte & H. Newberg, *Newberg on Class Actions*, § 11:50 at 155 (4th ed.2002) 6

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1 **NOTICE OF MOTION**

2 TO THE COURT, ALL PARTIES, AND THEIR COUNSEL OF RECORD: PLEASE
3 TAKE NOTICE THAT, on March 11, 2024 at 3:30 p.m., or as soon thereafter as may be
4 heard, in Courtroom 15B, Plaintiff will move the Court, the Honorable Barry Ted Moskowitz
5 presiding, for an Order: (1) finally certifying the Settlement Class, appointing Ms. Andrade-
6 Heymsfield and Ms. Gates Class Representatives, and appointing their counsel Class
7 Counsel;¹ (2) finally approving the Settlement as fair, reasonable, and adequate to the Class;
8 (3) directing the parties to undertake the obligations set forth in the Settlement Agreement
9 that arise out of the Court’s final approval; (4) entering Judgment; and (5) maintaining
10 jurisdiction over this matter for purpose of enforcing the Judgment.

11 The Motion is based upon this Notice of Motion, the below Memorandum, the
12 concurrently-filed Declaration of Brandon Schwartz (“Schwartz Decl.”) and all exhibits
13 thereto; Plaintiff’s Motion for Preliminary Approval of Class Settlement (Dkt. No. 53, “PA
14 Mot.”), including the Declaration of Jack Fitzgerald in Support (Dkt. No. 53-1, “PA
15 Fitzgerald Decl.”) and the Settlement Agreement attached thereto as Exhibit 1 (Dkt. No. 53-
16 2, “SA”); all pleadings and proceedings had to date; and any additional evidence and
17 argument submitted in support of the Motion.

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26 ¹ Plaintiff’s counsel recently underwent a name change and is now Fitzgerald Monroe Flynn
27 PC. Although one of Plaintiff’s counsel, Paul Joseph, is no longer with the firm, the Class
28 remains represented by the same lawyers that the Court appointed Class Counsel in granting
preliminary approval.

MEMORANDUM OF POINTS & AUTHORITIES

I. INTRODUCTION

On November 9, 2023, the Court preliminarily approved a proposed nationwide class settlement between Class Representatives Evlyn Andrade-Heymsfield and Valerie Gates, on the one hand, and Defendant NextFoods, Inc. on the other, regarding Defendant’s GoodBelly Probiotic JuiceDrinks (“JuiceDrinks” or “Products”). *See* Dkt. No. 56 (“Amended PA Order”).² The Court found the “[a]greement is fair, reasonable, adequate, and within the range of possible approval considering the possible damages at issue and defenses to overcome.” *Id.* at 1. The Court further found it was “the result of serious, informed, non-collusive, arms-length negotiations, involving experienced counsel familiar with the legal and factual issues of this case,” and “meets all applicable requirements of law.” *Id.*

The Settlement resolves allegations “the JuiceDrinks’ labeling violates California and federal law,” Dkt. No. 14, First Am. Compl. at 33-34 (“FAC”) (header capitalization omitted), by “trying to induce consumers with promises of good digestive and overall health while selling a product that is bad for digestive and overall health.” *Andrade-Heymsfield v. NextFoods, Inc.*, 2023 WL 2576770, at *4 (S.D. Cal. Mar. 20, 2023) (Moskowitz, J.), *reconsideration denied*, 2023 WL 3880076 (S.D. Cal. June 5, 2023). In doing so, it provides excellent relief to the Class: a \$1.25 million non-reversionary common fund, and robust labeling changes.

Following preliminary approval, Class Administrator, Postlethwaite & Netterville, APAC (“P&N”) executed the Court-approved Notice Plan. *See* Schwartz Decl. ¶¶ 6-18. Notice was provided to Class Members via newspaper, a press release, and various digital means. *See id.* ¶¶ 8-13. This included online display banner advertising, keyword search online advertising, and social media advertising through Facebook, Instagram, TikTok and YouTube, delivering over 120 million targeted impressions. *See id.* ¶ 8. As a result, the

² The Amended PA Order revised certain deadlines and was not substantively different from the original Order issued three days prior, Dkt. No. 55.

1 Settlement Website saw over 2.1 million unique visitors as of February 7, 2024, *id.* ¶ 13,
2 indicating the Notice was effective in reaching potential Class Members. Indeed, “[t]he
3 Notice Plan delivered a 70% reach with an average frequency of 3 [times].” *Id.* ¶ 32. Its
4 implementation thus “provided the best notice that is practicable, adhered to FRCP 23,
5 followed the guidance set forth in the Manual for Complex Litigation 4th Ed. and Federal
6 Judicial Center (FJC) guidance, and met the requirements of due process.” *See id.* ¶ 33.

7 The response from the Class has been entirely positive. The claims rate matched
8 expectations, with 47,188 valid claims, a 3.37% claims rate, *see id.* ¶¶ 20-21, compared to
9 49,000 predicted (a 3.5% rate), PA Fitzgerald Decl. ¶ 27. No objections were filed. *See*
10 Schwartz Decl. ¶ 30. And there were only 16 requests for exclusion, which is just 0.03% of
11 the number of valid claims filed, and just 0.001% of the estimated 1.4 million Class Members.
12 *Id.* ¶ 29. Together with the Settlement’s strong relief, this favorable reaction by the Class
13 favors final approval. *See Testone v. Barlean’s Organic Oils, LLC*, 2023 WL 2375246, at *4
14 (S.D. Cal. Mar. 6, 2023) (“The Court agrees that the strong claims rate, lack of objections,
15 and low opt-out rate weigh in favor of final approval.”); *McMorrow v. Mondelez Int’l, Inc.*,
16 2022 WL 1056098, at *4 (S.D. Cal. Apr. 8, 2022) (same); *see also Rihn v. Acadia Pharms.*
17 *Inc.*, 2018 WL 513448, at *5 (S.D. Cal. Jan. 22, 2018) (Moskowitz, J.) (“The reaction of
18 Class Members has been positive. No objections have been filed and there has only been one
19 request for exclusion.” (record citation omitted)); *Churchill Village, L.L.C. v. Gen. Elec.*, 361
20 F.3d 566, 577 (9th Cir. 2004) [*“Churchill Village”*] (affirming approval of settlement that
21 received 45 objections (.05%) and 500 opt-outs (0.56%) out of 90,000 class members).

22 II. LEGAL STANDARD

23 “A court may approve a proposed class action settlement of a class only ‘after a hearing
24 and on finding that it is fair, reasonable, and adequate,’ and that it meets the requirements for
25 class certification.” *In re Regulus Therapeutics Inc. Sec. Litig.*, 2020 WL 6381898, at *2 (S.D.
26 Cal. Oct. 30, 2020) [*“Regulus”*] (Moskowitz, J.) (quoting Fed. R. Civ. P. 23(e)(2)). “The
27 Ninth Circuit maintains a ‘strong judicial policy’ that favors the settlement of class actions.”
28 *Shannon v. Sherwood Mgmt. Co.*, 2020 WL 5968650, at *2 (S.D. Cal. Oct. 8, 2020) (quoting

1 *Class Plaintiffs v. City of Seattle*, 955 F.2d 1268, 1276 (9th Cir. 1992)); *see also Vallejo v.*
2 *Sterigenics U.S., LLC*, 2023 WL 8439560, at *4 (S.D. Cal. Dec. 5, 2023) (same). “Where, as
3 here, the ‘parties reach a settlement agreement prior to class certification, courts must peruse
4 the proposed compromise to ratify both the propriety of the certification and the fairness of
5 the settlement,’” *see Shannon*, 2020 WL 5968650, at *2 (quoting *Stanton v. Boeing Co.*, 327
6 F.3d 938, 952 (9th Cir. 2003)).

7 **III. THE SETTLEMENT CLASS MEETS THE PREREQUISITES FOR** 8 **CERTIFICATION**

9 “To certify a settlement class, the requirements of Rule 23 must generally be satisfied.”
10 *Rihn*, 2018 WL 513448, at *2 (citing *Hanlon v. Chrysler Corp.*, 150 F.3d 1011, 1019 (9th
11 Cir. 1998)). “However, the Court need not inquire whether the case, if tried, would present
12 management problems.” *Id.* (citing *Amchem Prods., Inc. v. Windsor*, 521 U.S. 591, 613
13 (1997)).

14 Having already found that the proposed Settlement Class meets the requirements for
15 class certification, the Court may finally certify the Settlement Class for the same reasons set
16 forth in its Preliminary Approval Order. *See Lloyd v. Navy Fed. Credit Union*, 2019 WL
17 2269958, at *8 (S.D. Cal. May 28, 2019) (“The Court previously certified the Settlement
18 Class under Rule 23(a) and 23(b)(3) in its order granting Plaintiffs’ unopposed motion for
19 preliminary approval” and “[t]he Settlement Class remains the same for the purposes of the
20 present motion for final approval. Accordingly, the Court affirms its prior determination that
21 the Settlement Class satisfies Rule 23’s class certification requirements.” (citations omitted));
22 *see also Regulus*, 2020 WL 6381898, at *3 (granting final approval where “[t]he Court
23 concluded that these [certification] requirements were satisfied when it granted preliminary
24 approval of the class action settlement” and no “new facts . . . alter that conclusion” (record
25 citation omitted)). The Rule 23 factors are nevertheless addressed briefly below.

1 **A. The Requirements of Rule 23(a) are Satisfied**

2 “Rule 23(a) sets forth four prerequisites for class certification: (1) numerosity; (2)
3 commonality; (3) typicality; and (4) adequacy of representation.” *In re Hydroxycut Mktg. &*
4 *Sales Pracs. Litig.*, 2014 WL 6473044, at *3 (S.D. Cal. Nov. 18, 2014) (Moskowitz, J.).

5 **Numerosity.** “Here, the class would include purchasers of the [challenged] Products,
6 which were sold nationwide at major retailers, over a time period of three years. The . . .
7 numerosity requirement has been met,” *see id.*

8 **Commonality.** “Central common contentions in this case include allegations that the
9 [challenged] Products were un[healthy] and did not provide the . . . benefits that were touted
10 in advertisements and labeling,” *see id.* (certifying for final approval class of purchasers of
11 products touting weight-loss benefits).

12 **Typicality.** “Plaintiff[’s] claims are typical of the claims of the other members of the
13 class because the [F]AC alleges that Defendant[] engaged in a unified course of conduct—
14 i.e., false and deceptive marketing regarding the . . . benefits of the [challenged] Products—
15 that resulted in consumers not getting what they thought they were paying for,” *see id.*, at *4.

16 **Adequacy.** Lastly, Class Representatives “and their counsel [do not] have any conflicts
17 of interest with other class members;” and “Class Counsel have significant experience in class
18 action litigation and have vigorously prosecuted this action to reach this settlement,” *see id.*
19 (citing *Hanlon*, 150 F.3d at 1020), including successfully opposing a motion for
20 reconsideration, *see Andrade-Heymsfield v. NextFoods, Inc.*, 2023 WL 3880076, at *1-2
21 (S.D. Cal. June 5, 2023) (Moskowitz, J.). Thus, “the ‘representative parties will fairly and
22 adequately protect the interests of the class,’” *see In re Hydroxycut*, 2014 WL 6473044, at *4
23 (quoting Fed. R. Civ. P. 23(a)(4)).

24 **B. The Requirements of Rule 23(b) are Satisfied**

25 “In addition to satisfying the requirements of Rule 23(a), a proposed class must qualify
26 for certification under one of the categories in Rule 23(b).” *Id.* Here, Class Representatives
27 “seek certification under Rule 23(b)(3). . . . [which] is proper . . . if ‘the court finds that the
28 questions of law or fact common to class members predominate over any questions affecting

1 only individual members, and that a class action is superior to other available methods for
2 fairly and efficiently adjudicating the controversy,” *see id.*

3 **Predominance.** “Common issues predominate in this litigation . . . [because] [c]entral
4 to this action are issues regarding whether Defendant[] engaged in false advertising regarding
5 the [healthfulness] of the [] Products,” *see id.*, at *5.

6 **Superiority.** “Here, the damages for each class member would be small,” so that “class
7 members would have little motivation to pursue individual cases,” *see id.* Moreover, “due to
8 the common issues in this case, it is desirable to litigate the claims in one forum,” *see id.*

9 **IV. THE COURT SHOULD GRANT FINAL APPROVAL BECAUSE THE**
10 **SETTLEMENT IS FAIR, REASONABLE AND ADEQUATE**

11 “Before approving a class action settlement, the court must determine whether the
12 proposed settlement is fair, reasonable, and adequate.” *Id.* (citing Fed. R. Civ. P. 23(e)(2)).

13 “In reaching this determination, courts consider a number of factors, including:

- 14 (1) the strength of the plaintiff’s case; (2) the risk, expense, complexity, and
15 likely duration of further litigation; (3) the risk of maintaining class action
16 status throughout the trial; (4) the amount offered in settlement; (5) the extent
17 of discovery completed and the stage of the proceedings; (6) the experience
18 and views of counsel; (7) the presence of a governmental participant; and (8)
the reaction of the class members of the proposed settlement.

19 *Id.* (citing *Churchill Village*, 361 F.3d at 575). Courts need not weigh all factors, “and
20 different factors may predominate in different factual contexts.” *Torrissi v. Tucson Elec.*
21 *Power Co.*, 8 F.3d 1370, 1376 (9th Cir. 1993) (citation omitted). Further, while considering
22 all these interests:

23 [T]he court’s intrusion upon what is otherwise a private consensual agreement
24 negotiated between the parties to a lawsuit must be limited to the extent
25 necessary to reach a reasoned judgment that the agreement is not the product
26 of fraud or overreaching by, or collusion between, the negotiating parties, and
27 that the settlement, taken as a whole, is fair, reasonable and adequate to all
28 concerned.

1 *Loomis v. Slendertone Distribution, Inc.*, 2021 WL 873340, at *3 (S.D. Cal. Mar. 9, 2021)
2 (quoting *Officers for Justice v. Civil Serv. Comm’n*, 688 F.2d 615, 625 (9th Cir. 1982)).

3 **A. The Strength of the Case, and the Risk, Expense, Complexity and Likely**
4 **Duration of Further Litigation**

5 “To determine whether the proposed settlement is fair, reasonable, and adequate, the
6 Court must balance against the risks of continued litigation (including the strengths and
7 weaknesses of Plaintiff’s case), the benefits afforded to members of the Class, and the
8 immediacy and certainty of a substantial recovery.” *Hunter v. Nature’s Way Prods., LLC*,
9 2020 WL 71160, at *5 (S.D. Cal. Jan. 6, 2020) (citations omitted). “[U]nless the settlement
10 is clearly inadequate, its acceptance and approval are preferable to lengthy and expensive
11 litigation with uncertain results.” *Nat’l Rural Telecomms. Coop. v. DIRECTV, Inc.*, 221
12 F.R.D. 523, 526 (C.D. Cal. 2004) (quoting 4 A Conte & H. Newberg, *Newberg on Class*
13 *Actions*, § 11:50 at 155 (4th ed.2002)); *see also Hawkins v. Kroger Co.*, 2022 WL 345639, at
14 *5 (S.D. Cal. Feb. 4, 2022) (discussing “[t]he preferable nature of settlement over the
15 uncertainties, expense, and length of litigation”). “Settlement is favored where a case is
16 ‘complex and likely to be expensive and lengthy to try.’” *Low v. Trump Univ., LLC*, 246 F.
17 Supp. 3d 1295, 1300 (S.D. Cal. 2017) (quoting *Rodriguez v. W. Publ’g Corp.*, 563 F.3d 948,
18 966 (9th Cir. 2009) [*“W. Publ’g”*]).

19 “Beyond the ‘inherent risks of litigation,’ there were numerous risks specific to the
20 instant Action[],” *see id.* (internal citation omitted) (quoting *Torrissi*, 8 F.3d at 1376). Here,
21 while the Class Representatives “believe their claims are strong, they acknowledge,” as
22 detailed in the Motion for Preliminary Approval, “that they would face significant risks
23 should the case[s] proceed through litigation,” *see Larsen v. Trader Joe’s Co.*, 2014 WL
24 3404531, at *4 (N.D. Cal. July 11, 2014) (record citation omitted); PA Mot. at 17-19; *cf.*
25 *Vianu v. AT&T Mobility LLC*, 2022 WL 16823044, at *7 (N.D. Cal. Nov. 8, 2022) (granting
26 final approval where “at the time of settlement, liability ‘remain[ed] very much disputed’ and
27 [defendant] planned to assert various arguments and defenses”); *Nunez v. BAE Sys. San Diego*
28 *Ship Repair Inc.*, 292 F. Supp. 3d 1018, 1038 (S.D. Cal. 2017) (granting final approval where

1 “the Parties . . . agreed to settle th[e] action, [but] fundamentally disagree[d] regarding the
2 validity of Plaintiff’s claims”).

3 Here, the plaintiff classes could have faced challenges establishing liability and
4 obtaining damages in light of NextFoods’ assertion that scientific evidence demonstrates
5 some health benefits to the probiotics in the JuiceDrinks. Although Plaintiff adduced evidence
6 challenging these assertions, there was a risk NextFoods could persuade a jury the
7 JuiceDrinks are healthier than Plaintiff alleged. Because of the need for expert scientific
8 testimony from both sides, trial would have been complex and expensive. *See In re*
9 *Hydroxycut*, 2014 WL 6473044, at *6 (Granting final approval where “[c]ontinued litigation
10 would [have] involve[d] the expense of additional discovery and the hiring of numerous
11 experts for both sides.”). In sum, “[p]roceeding with this case presents very real risks
12 regarding additional pleading challenges, class certification, summary judgment, *Daubert*
13 and *in limine* motions, proving the necessary falsity, scienter, reliance and damages if the
14 case proceeded to trial, and a possible unfavorable decision on the merits,” *see Regulus*, 2020
15 WL 6381898, at *5 (citation omitted).

16 The Settlement “achieves a definite and certain result for the benefit of the Settlement
17 Class[],” making it “preferable to continuing litigation in which the Settlement Class would
18 necessarily confront substantial risk, uncertainty, delay, and cost.” *See Donald v. Xanitos,*
19 *Inc.*, 2017 WL 1508675, at *2 (N.D. Cal. Apr. 27, 2017); *see also Mandalevy v. BofI Holding,*
20 *Inc.*, 2022 WL 4474263, at *8 (S.D. Cal. Sept. 26, 2022) (granting final approval where
21 “Plaintiff face[d] the risk that he might ‘lose on summary judgment’ or ‘lose at trial’”).
22 “Given the . . . significant risks that lie ahead . . . [at] trial, it is reasonable for the parties at
23 this stage to agree that the actual recovery realized and risks avoided here outweigh the
24 opportunity to pursue potentially more favorable results,” *see Larsen*, 2014 WL 3404531, at
25 *4. Because “[t]he settlement avoids the risks that the plaintiff[] would not succeed in
26 demonstrating that [defendant] failed to comply with state consumer protection laws,” this
27 factor weighs in favor of final approval. *See id.*; *see also Nguyen v. Radiant Pharms. Corp.*,
28 2014 WL 1802293, at *2 (C.D. Cal. May 6, 2014) (first two *Churchill Village* factors met

1 where, “although the [plaintiffs’] claims were quite strong, there were . . . factual challenges
 2 facing [p]laintiffs at trial,” including “challenges [with] damages”). “Against these
 3 considerations, ‘it is plainly reasonable for the parties at this stage to agree that the actual
 4 recovery realized and risks avoided here outweigh the opportunity to pursue potentially more
 5 favorable results through full adjudication.’” *See Lloyd*, 2019 WL 2269958, at *11 (quoting
 6 *Dennis v. Kellogg Co.*, 2013 WL 6055326, at *3 (S.D. Cal. Nov. 14, 2013)).

7 **B. The Amount of the Settlement**

8 “‘The relief that the settlement is expected to provide to class members is a central
 9 concern,’ though it is not enumerated among the factors of Rule 23(e).” *Regulus*, 2020 WL
 10 6381898, at *5 (quoting Fed. R. Civ. P. 23 advisory committee’s note to 2018 amendment).
 11 “To assess whether the amount offered is fair, the Court may compare the settlement amount
 12 to the parties’ estimates of the maximum amount of damages recoverable in a successful
 13 litigation.” *Lloyd*, 2019 WL 2269958, at *11 (citing *In re Mego Fin. Corp. Sec. Litig.*, 213
 14 F.3d 454, 459 (9th Cir. 2000)). “Although [Class Representatives] recognize that they would
 15 have received greater compensation if they had been successful in trial, this does not mean
 16 that the settlement is inadequate.” *See Pemberton v. Nationstar Mortg., LLC*, 2020 WL
 17 230015, at *3 (S.D. Cal. Jan. 15, 2020) (citing *Linney v. Cellular Alaska P’ship*, 151 F.3d
 18 1234, 1242 (9th Cir. 1998)). “It is well-settled law that a proposed settlement may be
 19 acceptable even though it amounts to only a fraction of the potential recovery that might be
 20 available to the class members at trial.” *Rodriguez v. Bumble Bee Foods, LLC*, 2018 WL
 21 1920256, at *4 (S.D. Cal. Apr. 24, 2018) (brackets and quotation omitted).

22 Finally, that the “Settlement Agreement also provides for injunctive relief” is an
 23 important consideration in evaluating its benefit, since “class members that choose to
 24 continue doing business with [the defendant] will benefit from this aspect as well.” *See Knapp*
 25 *v. Art.com, Inc.*, 283 F. Supp. 3d 823, 833 (N.D. Cal. 2017); *see also Broomfield v. Craft*
 26 *Brew All., Inc.*, 2020 WL 1972505, at *9 (N.D. Cal. Feb. 5, 2020) (granting final approval
 27 where defendant “agreed to change the packaging on [class products] for at least four years
 28 to [address the alleged misrepresentation]” (record citation omitted)).

1 Here, Plaintiff and Counsel secured for the Settlement Class a direct monetary benefit
2 of over \$1.25 million, which is 276% of a California class’s potential trial damages of
3 \$453,000; 257% of the potential price premium damages of both a California and New York
4 class (totaling \$486,000); and 42% of the hypothetical damages of the Nationwide Settlement
5 Class. *See* PA Fitzgerald Decl. ¶¶ 15-16; *cf. Lloyd*, 2019 WL 2269958, at *11 (approving a
6 \$24.5 million fund, representing 40% of potential damages of \$60 million).

7 Moreover, if the Court approves the full amount of attorneys’ fees and costs, incentive
8 awards, and administration costs requested, Claimants will receive, on average, \$9.96, which
9 is \$2.47 more than predicted due to (i) lower-than-expected notice and administration costs
10 (\$221,915.02 total compared to \$306,414 expected); (ii) a smaller-than-expected fee-and-cost
11 request (\$548,205 total compared to \$566,598 expected); and (iii) a slightly smaller-than-
12 expected claims rate (47,173 valid claims compared to 49,000 expected). *Compare* Schwartz
13 Decl. ¶¶ 26-28 *with* PA Fitzgerald Decl. ¶¶ 26-27. This is a strong result for Claimants. Given
14 estimated damages of 13¢ per unit, *see* PA Mot. at 21, Claimants’ average payment of \$9.96
15 represents a recovery of full damages for more than seventy-six (76) units of the Class
16 Products—more than one per month for the entire Class Period.

17 Moreover, “there is a high value to the injunctive relief obtained” in consumer class
18 actions resulting in labeling changes. *See Bruno v. Quten Research Inst., LLC*, 2013 WL
19 990495, at *4 (C.D. Cal. Mar. 13, 2013). It benefits not just Class Members, but also “the
20 marketplace, and competitors who do not mislabel their products.” *Id.* (“[n]ew labeling
21 practices affect[] hundreds of thousands of bottles per year”). The injunctive relief secured
22 here is particularly noteworthy. By prohibiting NextFoods from using the challenged health
23 and wellness claims and thereby reducing or eliminating the suggestion that the Products are
24 healthy, the injunctive relief “provides health benefits to all purchasers,” *see Hadley v.*
25 *Kellogg Sales Co.*, 2021 WL 5706967, at *2 (N.D. Cal. Nov. 23, 2021) (injunctive relief
26 prohibiting Kellogg from using health and wellness claims to advertise sugary cereals).

27 Indeed, the FDA recently concluded that limiting manufacturers’ use of “healthy”
28 claims for foods that do not align with current dietary recommendations—such as those high

1 in added sugar—would result in healthcare savings of up to \$700 million over 20 years. *See*
 2 87 Fed. Reg. 5063, 5064 (Jan. 31, 2022) (

3 Updating the definition of “healthy” to align with current dietary
 4 recommendations can help consumers build more healthful diets to help
 5 reduce their risk of diet-related chronic diseases. Discounted at seven percent
 6 over 20 years, the mean present value of benefits of the proposed rule is \$260
 7 million, with a lower bound estimate of \$17 million and an upper bound
 estimate of \$700 million.).

8 Given the benefits of the injunctive relief, and that “[t]he Court already determined in
 9 the preliminary approval order that the \$[1,250,000 NextFoods] has agreed to provide is fair
 10 and reasonable,” it should find “this factor weighs in favor of final approval,” *see Lloyd*, 2019
 11 WL 2269958, at *11.

12 C. Extent of Discovery Completed and Stage of Proceedings

13 “This factor evaluates whether ‘the parties have sufficient information to make an
 14 informed decision about settlement.’” *Knapp*, 283 F. Supp. 3d at 833 (quoting *Linney*, 151
 15 F.3d at 1239). “The extent of discovery completed and the state of the proceedings at the time
 16 of settlement is a strong indicator of whether the parties have sufficient understanding of each
 17 other’s cases to make an informed judgment about their likelihood of prevailing.” *Lane v.*
 18 *Brown*, 166 F. Supp. 3d 1180, 1190 (D. Or. 2016). “A court is more likely to approve a
 19 settlement if most of the discovery is completed because it suggests that the parties arrived at
 20 a compromise based on a full understanding of the legal and factual issues surrounding the
 21 case.” *Nat’l Rural Telecomms. Coop.*, 221 F.R.D. at 527 (internal quotation marks and
 22 citation omitted).

23 When the Settlement was reached in this case, the parties had litigated for several years,
 24 fact discovery was substantially complete, Plaintiff was preparing for class certification, and
 25 expert analysis was underway. Discovery was substantial, with NextFoods producing more
 26 than 100,000 documents totaling more than 300,000 pages. *See* PA Fitzgerald Decl. ¶¶ 3-8.
 27 Plaintiff retained three experts and conducted extensive document analysis in preparation for
 28

1 class certification. The Settlement was only reached through negotiations between the parties
2 and a Settlement Conference with Judge Berg. *See id.* ¶ 12.

3 Because of the “late stage of the litigation” at which the Settlement was reached, “both
4 sides had a strong understanding of the strengths and weaknesses of each other’s case,” and
5 “[t]hus, this factor strongly favors approval.” *See Lane*, 166 F. Supp. 3d at 1185, 1190
6 (granting final approval where “[a]fter almost four years of litigation, extensive fact and
7 expert discovery, and prior unsuccessful efforts to resolve the dispute, the parties engaged in
8 lengthy settlement negotiations a few months before trial and signed a Proposed Settlement
9 Agreement”); *see also Gaudin v. Saxon Mortg. Servs., Inc.*, 2015 WL 7454183, at *6 (N.D.
10 Cal. Nov. 23, 2015) (factor supported final approval where plaintiff “conduct[ed] extensive
11 discovery and investigation (before and after class certification), reviewing approximately
12 25,000 pages of [defendant’s] documents, and participating in three separate rounds of
13 settlement negotiations” (internal quotation marks and record citations omitted)).

14 **D. The Experience and Views of Class Counsel**

15 “As the Ninth Circuit has emphasized, ‘[p]arties represented by competent counsel are
16 better positioned than courts to produce a settlement that fairly reflects each party’s expected
17 outcome in litigation.’” *Selk v. Pioneers Mem’l Healthcare Dist.*, 159 F. Supp. 3d 1164, 1176
18 (S.D. Cal. 2016) (quoting *W. Publ’g*, 563 F.3d at 967 (citing *In re Pac. Enters. Sec. Litig.*, 47
19 F.3d 373, 378 (9th Cir. 1995))). In determining whether a settlement is fair and reasonable,
20 “[t]he judgment of experienced counsel regarding the settlement is [therefore] entitled to great
21 weight.” *White v. Experian Info. Sols., Inc.*, 2009 WL 10670553, at *12 (C.D. Cal. May 7,
22 2009) (citations omitted). As a result, “[t]he recommendations of plaintiffs’ counsel should
23 be given a presumption of reasonableness,” *see id.* (quoting *Boyd v. Bechtel Corp.*, 485 F.
24 Supp. 610, 622 (N.D. Cal. 1979)).

25 Class Counsel here has considerable experience prosecuting consumer class actions,
26 particularly those involving the false advertising of foods, especially sugary foods and
27 beverages. *See* PA Fitzgerald Decl. ¶¶ 17, 21. Because Class Counsel has substantial
28 experience with complex class actions and is intimately familiar with the issues present here,

1 its strong endorsement of the Settlement, *see id.* ¶¶ 14-21, favors granting final approval. *See*
2 *Larsen*, 2014 WL 3404531, at *5 (factor favored final approval where “Plaintiffs’ counsel
3 ha[d] successfully represented consumers both as litigation class and settlement class counsel
4 numerous times, including cases involving food mislabeling,” and “believe[d] approval [wa]s
5 in the best interests of the putative settlement class”); *Selk*, 159 F. Supp. 3d at 1176 (relying
6 on *Larsen* and finding that “[t]he opinions of counsel should be given considerable weight”);
7 *Regulus*, 2020 WL 6381898, at *6 (“That such experienced counsel advocate in favor of the
8 settlement weighs in favor of approval.”).

9 **E. The Presence of a Governmental Participant**

10 Where, as here, the Claims Administrator notified officials of the proposed settlement
11 pursuant to CAFA and no government entity has raised an objection, *see* Schwartz Decl. ¶ 7,
12 this factor “favors settlement,” *see Knapp*, 283 F. Supp. 3d at 833 (collecting cases).

13 **F. The Reactions of Class Members**

14 When there is a “favorable reaction from class members to the Settlement, [this]
15 weighs in favor of final approval.” *Lloyd*, 2019 WL 2269958, at *12 (citation omitted). Courts
16 often look to the claims rate and number objections and opt-outs to gauge the reaction of the
17 class. *See Regulus*, 2020 WL 6381898, at *6 (“[T]he absence of a large number of objections
18 to a proposed class action settlement raises a strong presumption that the terms of a proposed
19 class settlement action are favorable to the class members.” (quoting *In re Omnivision Tech.,*
20 *Inc.*, 559 F. Supp. 2d 1036, 1043 (N.D. Cal. 2008))).

21 Here, the final claims rate is comparable to or above that in other consumer goods class
22 action settlements. *See Schneider v. Chipotle Mexican Grill, Inc.*, 336 F.R.D. 588, 599 (N.D.
23 Cal. 2020) (approving settlement with 0.83% claims rate); *see also Broomfield*, 2020 WL
24 1972505, at *7 (approving settlement with 2% claims rate); *Corzine v. Whirlpool Corp.*, 2019
25 WL 7372275, at *6 (N.D. Cal. Dec. 31, 2019) (approving settlement with 1.6% claims rate);
26 PA Fitzgerald Decl. ¶ 25 (noting 3.38% average claims rate across settlements of four similar
27 actions). Because “consumer class actions tend to result in claims rates in the low single
28 digits,” *Rael v. Children’s Place, Inc.*, 2020 WL 434482, at *9 (S.D. Cal. Jan. 28, 2020)

1 (collecting cases), the Court should find that the 3.37% claims rate supports final approval
2 here, *see Moore v. Verizon Comm. Inc.*, 2013 WL 4610764, at *8 (N.D. Cal. Aug. 28, 2013)
3 (approving consumer class action settlement with 3% claims rate); *Loomis*, 2021 WL 873340,
4 at *8 (approving consumer class action settlement with 1.6% claims rate).

5 Moreover, the low opt-out rate and absence of any objections “raises a strong
6 presumption that the terms of a proposed class settlement action are favorable to the class
7 members.” *See Lloyd*, 2019 WL 2269958, at *12 (quoting *Nat’l Rural Telecomm.*, 221 F.R.D.
8 at 529); *see also Pemberton*, 2020 WL 230015, at *4 (Factor favored approval where notice
9 was “sent to approximately 64,000 class members yet the Claims Administrator received only
10 22 opt-out requests” and “only [] two objections.” (record citations omitted)). Because Class
11 Members submitted more than 47,000 valid claims and there were only 16 opt-outs and 0
12 objections, this factor “strongly favors final approval,” *see Edwards v. Nat’l Milk Producers*
13 *Fed.*, 2017 WL 3623734, at *2, *8 (N.D. Cal. June 26, 2017) (Factor favored approval where
14 “307,396 class members had submitted claims online” yet “only eight objections and one
15 request for exclusion were received out of the millions of class members receiving notice.”
16 (footnotes omitted)); *Noll v. eBay, Inc.*, 309 F.R.D. 593, 608 (N.D. Cal. 2015) (factor favored
17 approval where “of over 1,188,000 potential Class Members, only 97 [] opted out” and “only
18 three objections were filed” (citing *Custom LED LLC v. eBay, Inc.*, 2013 WL 6114379, at *9
19 (N.D. Cal. Nov. 20, 2013) (granting final approval and characterizing 0.04% exclusion rate,
20 with one objection, as “overwhelming[ly] positive” reaction)); *Nunez*, 292 F. Supp. 3d at
21 1040 (“[A]s a purely numerical observation, the overwhelming positive response to the
22 Settlement strongly supports final approval.” (citing, *inter alia*, *Churchill Village*, 361 F.3d
23 at 577 (affirming final approval where approximately 0.61% of class members either opted
24 out or objected)); *see also Knapp*, 283 F. Supp. 3d at 833 (factor favored final approval
25 where “[t]he settlement administrator received valid opt-outs from 452 class members, which
26 amount[ed] to less than .03 percent of the class members who received notice,” making “[i]t
27 . . . apparent that the ‘overwhelming majority of the class’ had nothing to say about the
28 fairness of the settlement.” (quotation omitted)). Accordingly, the “Court [should] conclude[]

1 that this factor weighs in favor of approval.” *See Lloyd*, 2019 WL 2269958, at *12; *see also*
 2 *Nat’l Rural Telecomm. Coop.*, 221 F.R.D. at 529 (The “positive reaction to the Proposed
 3 Settlement is compelling evidence that the Proposed Settlement is fair, just, reasonable, and
 4 adequate.”).

5 **G. The Risk of Maintaining Class Action Status Through Trial**

6 “This factor, which concerns the risk of maintaining class certification, also favors
 7 settlement.” *See Larsen*, 2014 WL 3404531, at *4. An “order that grants . . . class certification
 8 may be altered or amended before the final judgment.” *See Flo & Eddie, Inc. v. Sirius XM*
 9 *Radio, Inc.*, 2017 WL 4685536, at *4 (C.D. Cal. May 8, 2017) (quoting Fed. R. Civ. P.
 10 23(c)(1)(C)). “Although Plaintiffs believe they would be successful in maintaining class
 11 action status through trial and appeal . . . the risk that Defendant may prove successful in
 12 attacking class certification . . . favors final approval of the Settlement Agreement,” *id.*; *see*
 13 *also Edwards*, 2017 WL 3623734, at *7 (“Although plaintiffs are confident the class would
 14 remain certified through trial, the risk ‘was not so minimal that this factor could not weigh in
 15 favor of the settlement.’” (quotation and footnote omitted)). “Weighed against the fact that
 16 Defendant does not object to a finding that the class elements are met for purposes of this
 17 settlement, this factor also weighs in favor of the settlement being fair, reasonable, and
 18 adequate,” *see Nunez*, 292 F. Supp. 3d at 1038 (citing *W. Publ’g*, 563 F.3d at 966; *Couser v.*
 19 *Comenity Bank*, 125 F. Supp. 3d 1034, 1042 (S.D. Cal. 2015) (“Where there is a risk of
 20 maintaining class action status throughout the trial, this factor favors approving the
 21 settlement.” (citation omitted))).

22 **V. CONCLUSION**

23 The Settlement Class meets the prerequisites for certification, and each of the relevant
 24 *Churchill Village* factors favors approval. The Settlement Agreement was reached after years
 25 of hard-fought litigation, and it secures both monetary and injunctive relief while eliminating
 26 risks with continued litigation. That this is a strong result for the Class is demonstrated by the
 27 positive response. Accordingly, the Court should grant the Settlement final approval.
 28

1 Dated: February 12, 2024

Respectfully Submitted,

2
3 /s/ Jack Fitzgerald

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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

EVLYN ANDRADE-HEYMSFIELD, on
behalf of herself, all others similarly
situated, and the general public,

Plaintiff,

v.

NEXTFOODS, INC.,

Defendant.

Case No. 3:21-cv-1446-BTM-MSB

**DECLARATION OF BRANDON
SCHWARTZ REGARDING NOTICE
PLAN IMPLEMENTATION AND
CLAIMS ADMINISTRATION**

Date: March 11, 2024
Judge: Hon. Barry Ted Moskowitz
Location: Courtroom 15B

1 I, Brandon Schwartz, declare:

2 1. I am the Director of Notice for Postlethwaite & Netterville, APAC (“P&N”)¹, a
3 full-service administration firm providing legal administration services, including the
4 design, development, and implementation of unbiased complex legal notification programs.

5 2. In the Declaration of Brandon Schwartz Regarding Proposed Notice Plan and
6 Administration filed on September 22, 2023 and submitted along with my C.V., I detailed
7 the proposed Notice Plan to administer the claims process in the above-referenced matter
8 (the “Action”). Dkt. No. 53-11, “Schwartz PA Declaration.” As stated in the Schwartz PA
9 Declaration, P&N designed the Notice Plan to give notice to the Class Members in the most
10 practicable manner possible. To do so, P&N designed, and the Court approved, a
11 multifaceted approach utilizing a combination of (1) online display, (2) social media, (3)
12 video notice, (4) search advertising, (5) national press release, (6) newspaper notice (CLRA
13 fulfillment), (7) Settlement Website, and (8) toll-free settlement hotline.

14 3. On November 9, 2023, Judge Moskowitz approved the Notice Plan and related
15 notice forms, and appointed P&N as the Class Administrator, in the Amended Order
16 Granting Motion for Preliminary Approval of Class Action Settlement (Dkt. No. 56 ¶¶ 8-10,
17 “Preliminary Approval Order”).

18 4. In the Preliminary Approval Order, the Court conditionally certified a Class
19 defined as “all persons who, between August 13, 2017 and the Settlement Notice Date (the
20 ‘Class Period’), purchased in the United States, for household use and not for resale or
21 distribution, any flavor of GoodBelly Probiotic JuiceDrink sold in a 1 Quart (32 oz.)
22 container during the Class Period (the ‘Class Products’),” *id.* ¶ 4, and ordered the Settlement
23 Notice to commence on November 27, 2023, *id.* ¶ 19.

24 _____
25 ¹ As of May 21, 2023, the Directors & employees of Postlethwaite & Netterville (P&N),
26 APAC joined EisnerAmper as EAG Gulf Coast, LLC. Where P&N is named or contracted,
27 EAG Gulf Coast, LLC employees will service the work under those agreements. P&N’s
28 obligations to service work may be assigned by P&N to Eisner Advisory Group, LLC or EAG
Gulf Coast, LLC, or one of Eisner Advisory Group, LLC’s or EAG Gulf Coast, LLC’s
subsidiaries or affiliates.

1 results field on Google.com. Keywords related to the litigation such as: GoodBelly;
2 Probiotic; Gut Health; and Digestive Health; among others, were used to prompt the
3 sponsored search ads. In total, 10,927 impressions were generated. Screenshots of the
4 sponsored search ads are attached in **Exhibit C**.

5 *Press Release*

6 10. On November 27, 2023, P&N distributed a press release across PR Newswire’s
7 US1 and National Hispanic Newslane. The press release was picked up by 452 media outlets
8 and contacts resulting in a total potential audience of 223,400,000. A copy of the press
9 release and visibility report are attached hereto as **Exhibit D**.

10 *California Consumer Legal Remedies Act (“CLRA”)*

11 11. To satisfy CLRA requirements, P&N caused the Short Form Notice to be
12 published once a week for four consecutive weeks in *USA Today* – Los Angeles region. The
13 Short Form Notice appeared in the November 26, 2023, December 4, 2023, December 15,
14 2023, and December 19, 2023, editions. A copy of the Short Form Notice as it appeared in
15 each edition is attached as **Exhibit E**.

16 *Settlement Website*

17 12. On November 27, 2023, P&N took the Settlement Website,
18 www.GoodBellySettlement.com, live. Visitors to the Settlement Website can download the
19 Class Notices, the Claim Form, court documents such as: the Class Action Complaint (Dkt.
20 No. 1); First Amended Complaint (Dkt. No. 14); and the Settlement Agreement.
21 Additionally, visitors can access motions filed by Class Counsel, including Plaintiff’s
22 Motion for Attorneys’ Fees, Costs, and Service Awards (Dkt. No. 57), as well as various
23 orders of the Court. Visitors were also able to electronically submit Claims, Requests for
24 Exclusion, documentation and address updates, and find answers to frequently asked
25 questions (FAQs), important dates and deadlines, and contact information for the Class
26 Administrator.

27 13. As of February 7, 2024, the Settlement Website has received 2,158,663 unique
28 visitors and 6,258,542 page views.

1 ***Dedicated Toll-Free Hotline***

2 14. P&N also established the toll-free hotline, 1-844-527-6610, dedicated to this
3 Settlement. The toll-free hotline is accessible 24 hours per day, seven days per week, and
4 utilizes an interactive voice response (“IVR”) system where Class Members can obtain
5 essential information regarding the Settlement and get responses to frequently asked
6 questions. Class Members have the option to leave a voicemail and receive a call back from
7 the call center representative. The toll-free hotline appeared in the Class Notices and in
8 multiple locations on the Settlement Website.

9 15. As of February 7, 2024, the toll-free hotline has received thirty-five (35) calls
10 and fifteen (15) voicemails, totaling eighty-five (85) minutes.

11 ***Email Support***

12 16. P&N established the email address, info@GoodBellySettlement.com, to
13 provide email support so Class Members could address specific questions and requests to
14 the Class Administrator. The email address is included in the Class Notices and displayed
15 on the Settlement Website.

16 ***Settlement P.O. Box***

17 17. P&N maintains a designated P.O. Box for the administration of the Settlement:
18 GoodBelly Settlement Administrator, P.O. Box 108, Baton Rouge, LA 70821. P&N
19 monitors the Settlement P.O. Box for Settlement-related mail such as Claim Forms,
20 objections, exclusion requests, and inquiries about the Settlement. P&N promptly handles
21 all mail received at the Settlement P.O. Box.

22 18. As of February 7, 2024, P&N has received 221 pieces of administrative mail
23 through the P.O. Box.

24 **Claim Form Submissions**

25 19. Class Members had the option of submitting Claims online or mailing the
26 printed Claim Form to the Class Administrator. The online Claim Form feature was available
27 on the Settlement Website beginning November 27, 2023. The online Claim Form required
28 Class Members to provide their preferred method of contact information, information about

1 their purchase history, and certification of the truthfulness of the information contained in
 2 the Claim Form. As part of the Claims Process, Class Members had the option to select their
 3 preferred payment method via check or digital payment, such as by Venmo, Zelle, Digital
 4 MasterCard, or ACH. As of February 7, 2024, 31,653 valid Claimants (67%) have elected
 5 to receive a digital payment.

6 20. The deadline to file a Claim was January 29, 2024. As of February 7, 2024,
 7 P&N has received 1,267,631 Claims, of which 24,249 contained documentation, accounting
 8 for 7,946,455 total products claimed. P&N shall continue to analyze Claims that have already
 9 been received as well as any additional timely Claims mailed to the P.O. Box and postmarked
 10 by the Claims Deadline. Table 1 below provides summary statistics of Claims and current
 11 dispositions.

Table 1: Claims Statistics (as of February 7, 2024)	
Description	Claims
Non-Documented Claims Received	1,243,382
Documented Claims Received	24,249
Total Claims Received	1,267,631
(-) Duplicate Claims	9,394
(-) Invalid Claims: High Confidence Fraud	1,041,076
(-) Invalid Claims: Suspected Fraud	169,974
(-) Late Claims	14
Net Claims Received	47,173

19 21. As a validation measure, P&N removed duplicate Claims or otherwise invalid
 20 Claims.

21 22. “Duplicate Claims” are defined as (a) two or more Claims submitted with either
 22 the same name and address (“True Duplicates”), or (b) two or more Claims that (1) have the
 23 same mailing address or digital payment account information or (2) the Internet Protocol
 24 Address (“IP address”) associated with the Claim appears between three to five times
 25 (“Duplicate Household”). In instances where there were Duplicate Claims, P&N counted
 26 only the Claim with the highest calculated base refund. Additionally, P&N will send a notice
 27 to each Claim within a Duplicate Household, which will provide the Claimant the
 28 opportunity to submit documentation to demonstrate that the units claimed do not overlap.

1 23. Invalid Claims: “High Confidence Fraud” consist of Claims identified by P&N
2 and its partners with known characteristics of automated claim submissions and other
3 indicators of abuse. These characteristics include Claims where (1) the IP address appears
4 more than twenty (20) times, (2) the IP is registered to a foreign Internet Service Provider,
5 (3) the email address included with the Claim is included in a database maintained by P&N
6 or its partners of known fraudulent email addresses or is for a foreign Email Service Provider
7 and the Claimant has elected to receive a settlement payment as a digital payment card to the
8 known fraudulent email, and/or (4) Claims identified by hCaptcha³ as a verified bot
9 submission. Many of the Claims identified as High Confidence Fraud have multiple
10 characteristics noted above. Claims flagged as High Confidence Fraud will be denied and
11 will not receive notice.

12 24. Invalid Claims: “Suspected Fraud” consist of Claims identified by P&N and its
13 partners with indicators that suggest that the Claim is likely fraud. These indicators include
14 (1) the IP address associated with the Claim appears between six (6) and twenty (20) times,
15 (2) the state where the IP address is registered does not match the state of the claimant’s
16 mailing address, and a digital payment card was selected as the preferred payment option,
17 (3) the IP address captured at the start of the Claim and the IP address captured at the
18 submission of the Claim are different, indicating that the user is rotating IP addresses while
19 submitting Claims to avoid detection, (4) the Claim was submitted with a suspicious email
20 address and selected a digital payment card as the preferred payment method, and/or (5)
21 hCaptcha identified the Claim as a possible bot submission.

22 25. P&N will send a notice to each Suspected Fraud Claim informing the Claimant
23 that additional information is required to verify their Claim. The notice will provide them
24 with instructions for verifying the Claim, and any Claim that is not verified by the deadline
25

26 ³ hCaptcha provides the industry’s most accurate bot detection through its class-leading
27 adaptive challenge platform and online learning capabilities. Its advanced network of
28 machine learning algorithms ensures that bots are reliably detected and trains in real-time to
identify and mitigate the latest threats. See www.hcaptcha.com.

1 provided will be denied. Suspected Fraud Claimants will have 21 days to complete the
 2 verification process. P&N will send a reminder email to those Claimants who have not
 3 verified their Claim at least seven days prior to the deadline.

4 Notice and Administration Expenses

5 26. P&N has incurred \$105,073.11 in fees and costs completing the Notice Plan
 6 and \$59,729.81 in fees and costs administering the Settlement, and anticipates incurring
 7 \$57,112.10 in additional fees and costs for administration, for a total administration cost of
 8 \$221,915.02. Table 2 below provides an overview of the Notice and Administration Costs.

9 Table 2: Notice and Administration Expense Summary	
10 CAFA Notice	\$ 4,000.00
11 Claims Administration & Distribution	\$ 102,744.77
12 Postage	\$ 10,097.14
13 Cost of Administration	\$ 116,841.91
14 Cost of Notice	\$ 105,073.11
Total Notice & Administration	\$ 221,915.02

14 Settlement Fund Summary

15 27. If the Court awards the requested attorneys' fees, costs, incentive awards, and
 16 administrative costs (as outlined in Paragraph 26 above), the Settlement Class recovery
 17 amount will be \$469,879.98, as shown in Table 3 below.

18 Table 3: Settlement Fund Summary	
19 Total Settlement Fund	\$ 1,250,000.00
20 (-) Attorneys' Fees & Expenses	\$ 548,205.00
21 (-) Service Awards	\$ 10,000.00
22 (-) Admin Fees	\$ 221,915.02
Net Settlement Fund	\$ 469,879.98
Net Units Available for Pro Rata	226,893
Pro Rata Value of Each Unit	\$ 2.07

24 28. The Settlement Agreement estimated valid Claims would be awarded an
 25 allocation of \$1.00 for each Class Product. The total value of approved Claims is expected
 26 to fall short of the funds available for distribution to Class Members; therefore, cash awards
 27 are expected to be increased pro rata to use all funds available for distribution to Claimants.
 28 After pro rata adjustment, P&N estimates an allocation of \$2.07 for each Class Product. As

1 of February 7, 2024, P&N anticipates an average payment of \$9.96.

2 **Exclusions and Objections**

3 29. The deadline for Class Members to ask to be excluded from the Settlement was
4 January 29, 2024. To date, P&N has received sixteen (16) exclusions, which have been
5 provided to the parties in this Action. A list of the Class Members requesting to be excluded
6 and accompanying hard copy opt-out forms are attached as **Exhibit F**.

7 30. The Preliminary Approval Order directs Class Members to file objections with
8 the Court. P&N does not have any knowledge of any objections filed to date. P&N did not
9 receive any objections from Class Members.

10 **Conclusion**

11 31. In class action notice planning, execution, and analysis, we are guided by due
12 process considerations under the United States Constitution and by case law pertaining to
13 the recognized notice standards under Federal Rules of Civil Procedure, Rule 23 (“FRCP
14 23”). This framework directs that a notice plan be optimized to reach the class and, in a
15 settlement notice situation such as this, that the notice or notice plan itself not omit any
16 material information regarding legal rights—or the ability to exercise other options—to class
17 members in any way. All of these requirements were met in this case, and in my opinion, the
18 above-described Notice Plan was consistent with other effective class action notice
19 programs.

20 32. In total, the Notice Plan delivered a 70% reach with an average frequency of
21 3.0. The measurable reach of the Notice Plan does not include search advertising, the
22 Settlement Website, toll-free hotline, CLRA, & press release, as these media vehicles are
23 difficult to calculate. They, however, meaningfully strengthened the reach and frequency of
24 the Notice Plan.

25 33. It is my opinion, based on my expertise and experience and that of my team,
26 that the methods of notice dissemination implemented by this Settlement, and Judge
27 Moskowitz’s Preliminary Approval Order, provided effective notice of the Settlement,
28 provided the best notice that is practicable, adhered to FRCP 23, followed the guidance set

1 forth in the Manual for Complex Litigation 4th Ed. and Federal Judicial Center (FJC)
2 guidance, and met the requirements of due process, including its “desire to actually inform”
3 requirement.

4 34. The Notice Plan schedule afforded enough time to provide full and proper
5 notice to Class Members before the Opt-Out and Objection Deadlines.

6
7 I declare under penalty of perjury that the foregoing is true and correct to the best of
8 my knowledge and belief. Executed this 12th day of February 2024 in Portland, Oregon.


9
10
11 
12 _____
13 Brandon Schwartz



Exhibit A: CAFA Notice



8550 United Plaza Blvd., Ste. 1001 – Baton Rouge, LA 70809
225-922-4600 Phone – 225-922-4611 Fax – pncpa.com

September 28, 2023

By Certified Mail

Federal and State Officials
as listed in Attachment 1

**Re: NOTICE UNDER THE CLASS ACTION FAIRNESS ACT OF 2005, 28 U.S.C. § 1715(b),
Andrade-Heymsfield v. NextFoods, Inc., No.: 21-cv-1446-BTM-MSB**

Dear Sir or Madam:

I send this letter and the enclosed disc to you on behalf of the Parties to the action referenced above (the “Parties”) regarding the Motion for Preliminary Approval of Class Settlement filed on September 22, 2023. This communication constitutes the notice required by the Class Action Fairness Act of 2005, 28 U.S.C. § 1715(b) (“CAFA”).

The proposed Settlement resolves the class action lawsuit brought by Evlyn Andrade-Heymsfield (“Plaintiff”) against NextFoods, Inc. (“Defendant”) alleging that the Defendant violated certain laws in labeling GoodBelly Probiotic JuiceDrinks that contain sugar with certain “health and wellness” claims. Defendant denies any and all wrongdoing and has asserted various defenses that it believes are meritorious. The specific products included in the Settlement (the “Class Products”) are identified in the Settlement Agreement.

In accordance with 28 U.S.C. § 1715(b), the enclosed disc includes:

- a. Exhibit 1: A copy of the Class Action Complaint filed on August 13, 2021;
- b. Exhibit 2: A copy of the First Amended Complaint filed May 27, 2022;
- c. Exhibit 3: A copy of the Defendant’s Answer to First Amended Complaint filed March 30, 2023;
- d. Exhibit 4: A copy of Plaintiff’s Motion for Preliminary Approval of Class Settlement;
- e. Exhibit 5: Settlement Agreement and Release with exhibits including Long and Short Form Notice with exclusion rights and proposed orders filed on September 22, 2023.

A hearing on Plaintiff’s Motion for Preliminary Approval of the Class Action Settlement is scheduled for October 27, 2023, at 11:00 a.m. before the Honorable Barry Ted Moskowitz of the United States District Court for the Southern District of California, at 333 West Broadway, San Diego, California 92101. No other hearings have yet been scheduled.

28 U.S.C. §§ 1715(b)(7)(A)-(B), CAFA requires that a defendant, “if feasible,” must provide “the names of class members who reside in each State and the estimated proportionate share of the claims of such members to the entire settlement,” or “if not feasible, a reasonable estimate of the number of class members residing in each State and the estimated proportionate share of the claims of such members to the entire settlement.”

In this matter, it is not feasible to identify the Class Members nor provide an estimate of the number of class members who reside in each state because Defendant sells through distributors and not directly to consumers. Defendant estimates the proportionate share of claims by state to roughly follow per capita statistics.



8550 United Plaza Blvd., Ste. 1001 – Baton Rouge, LA 70809
225-922-4600 Phone – 225-922-4611 Fax – pncpa.com

There are no other agreements between Class Counsel and counsel for Defendant, there are no final judgments in this matter, and there are no other written judicial opinions relating to the materials described under 28 U.S.C. §§ 1715(b)(3)-(6).

Thank you for your attention to this matter. If you have any questions about this notice or the enclosed materials, please contact us.

Sincerely,

A handwritten signature in black ink that reads 'Jordan Turner'. The signature is written in a cursive, flowing style.

Jordan Turner
Postlethwaite & Netterville¹, Class Administrator

Enclosures

cc by email:

FITZGERALD JOSEPH LLP
JACK FITZGERALD
jack@fitzgeraldjoseph.com
PAUL K. JOSEPH
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Tel: (858) 357-8001

Attorneys for Defendant

¹ As of May 21, 2023, the Directors & employees of Postlethwaite & Netterville (P&N), APAC joined EisnerAmper as EAG Gulf Coast, LLC. Where P&N is named as an entity, EAG Gulf Coast, LLC employees will service work contracted with P&N.

CAFA Notice Service List							
Andrade-Heymsfield v. NextFoods, Inc., No. 21-cv-1446-BTM-MSB (S.D. Cal.)							
Name1	Name2	Address1	Address2	Address3	City	State	Zip
Office of the Attorney General		1031 W. 4th Avenue, Suite 200			Anchorage	AK	99501-1994
Office of the Attorney General		501 Washington Avenue	PO Box 300152		Montgomery	AL	36104
Office of the Attorney General		323 Center Street, Suite 200			Little Rock	AR	72201-2610
Office of the Attorney General		PO Box 7			Pago Pago	AS	96799
Office of the Attorney General		2005 N Central Ave			Phoenix	AZ	85004-2926
Office of the Attorney General	CAFA Coordinator, Consumer Law Section	455 Golden Gate Avenue, Suite 11000			San Francisco	CA	94102
Office of the Attorney General		Ralph L. Carr Colorado Judicial Center	1300 Broadway, 10th Floor		Denver	CO	80203
Office of the Attorney General		165 Capitol Avenue			Hartford	CT	06106
Office of the Attorney General		441 4th Street NW, Suite 11005			Washington	DC	20001
United States Office of the Attorney General	US Department of Justice	950 Pennsylvania Ave, NW			Washington	DC	20530-0001
Office of the Attorney General		820 North French Street	6th Floor		Wilmington	DE	19801
Office of the Attorney General		The Capitol	PL-01		Tallahassee	FL	32399-1050
Office of the Attorney General		40 Capitol Square SW			Atlanta	GA	30334
Office of the Attorney General	Administrative Division	590 S. Marine Corps Dr., Suite 901			Tamuning	GU	96913
Department of the Attorney General		425 Queen Street			Honolulu	HI	96813
Office of the Attorney General		Hoover State Office Building	1305 East Walnut Street		Des Moines	IA	50319
Office of the Attorney General		954 West Jefferson Street, 2nd floor	PO Box 83720		Boise	ID	83720-0010
Office of the Attorney General		100 West Randolph Street			Chicago	IL	60601
Office of the Attorney General		Indiana Government Center South	302 West Washington Street, 5th Floor		Indianapolis	IN	46204
Office of the Attorney General		120 SW 10th Ave, 2nd Floor			Topeka	KS	66612-1597
Office of the Attorney General		700 Capitol Avenue, Suite 118			Frankfort	KY	40601-3449
Office of the Attorney General		PO Box 94005			Baton Rouge	LA	70804
Office of the Attorney General	ATTN: CAFA Coordinator/General Counsel's Office	One Ashburton Place			Boston	MA	02108
Office of the Attorney General		200 St. Paul Place			Baltimore	MD	21202
Office of the Attorney General		6 State House Station			Augusta	ME	04333
Office of the Attorney General		G. Mennen Williams Building	525 West Ottawa Street	PO Box 30212	Lansing	MI	48909
Office of the Attorney General		445 Minnesota Street, Suite 1400			St Paul	MN	55101-2131
Office of the Attorney General		Supreme Court Building	207 West High Street		Jefferson City	MO	65102
Office of the Attorney General		Administrative Building	PO Box 10007		Saipan	MP	96950
Office of the Attorney General		Walter Sillers Building	550 High Street, Suite 11		Jackson	MS	39201
Office of the Attorney General		Justice Building Third Floor	215 North Sanders		Helena	MT	59601
Office of the Attorney General	ATTN: Consumer Protection	114 West Edenton Street			Raleigh	NC	27603
Office of the Attorney General		State Capitol	600 East Boulevard Avenue, Dept. 125		Bismarck	ND	58505
Office of the Attorney General		2115 State Capitol	PO Box 98920		Lincoln	NE	68509
Office of the Attorney General		33 Capitol Street			Concord	NH	03301
Office of the Attorney General		RJ Hughes Justice Complex	25 Market Street	PO BOX 080	Trenton	NJ	08625-0080
Office of the Attorney General	ATTN: Farrah Diaz, Paralegal	201 3rd St NW, Suite 300			Albuquerque	NM	87102
Office of the Attorney General		Old Supreme Court Building	100 North Carson Street		Carson City	NV	89701
Office of the Attorney General		The Capitol			Albany	NY	12224-0341
Office of the Attorney General		State Office Tower	30 East Broad Street, 14th Floor		Columbus	OH	43215
Office of the Attorney General		313 NE 21st Street			Oklahoma City	OK	73105
Office of the Attorney General	Oregon Department of Justice	1162 Court Street NE			Salem	OR	97301-4096
Office of the Attorney General		16th Floor, Strawberry Square			Harrisburg	PA	17120
Office of the Attorney General		PO Box 9020192			San Juan	PR	00902-0192
Office of the Attorney General	ATTN: Lisa Pinsonneault/CAFA Notice	150 South Main Street			Providence	RI	02903
Office of the Attorney General		PO Box 11549			Columbia	SC	29211-1549
Office of the Attorney General		1302 E. Highway 14, Suite 1			Pierre	SD	57501-8501
Office of the Attorney General and Reporter		PO Box 20207			Nashville	TN	37202
Office of the Attorney General		Capitol Station	PO Box 12548		Austin	TX	78711-2548
Office of the Attorney General		Utah State Capitol Complex	350 North State Street, Suite 230		Salt Lake City	UT	84114-2320
Office of the Attorney General		202 North Ninth Street			Richmond	VA	23219
Office of the Attorney General		34-38 Kronprindsens Gade	Gers Building, 2nd Floor		St Thomas	VI	00802
Office of the Attorney General		109 State Street			Montpelier	VT	05609
Office of the Attorney General		1125 Washington Street SE	PO Box 40100		Olympia	WA	98504-0100
Office of the Attorney General	Wisconsin Department of Justice	PO Box 7857			Madison	WI	53707-7857
Office of the Attorney General		State Capitol	Building 1, Room E-26		Charleston	WV	25305
Office of the Attorney General		Kendrick Building	2320 Capital Avenue		Cheyenne	WY	82002



Exhibit B: Digital Notice

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By [EatingWell Editors](#) | Updated on November 16, 2023



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Health

Why High Blood Pressure Is Known as the Silent Killer

Peter Attia, M.D., author of 'Outlive: The Science & Art of Longevity,' shares how aggressively managing your blood pressure is a key to a longer and healthier life.



BY PETER ATTIA MD

PUBLISHED: NOV 20, 2023 10:09 AM EST

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YASU + JUNKO

Peter Attia, M.D., is a longevity expert and creator of [The Drive podcast](#) and author of the bestselling book, [Outlive: The Science & Art of Longevity](#). In his new column for Men's Health, he shares science-backed strategies to living better (and longer!) today. Read the first installment, below.

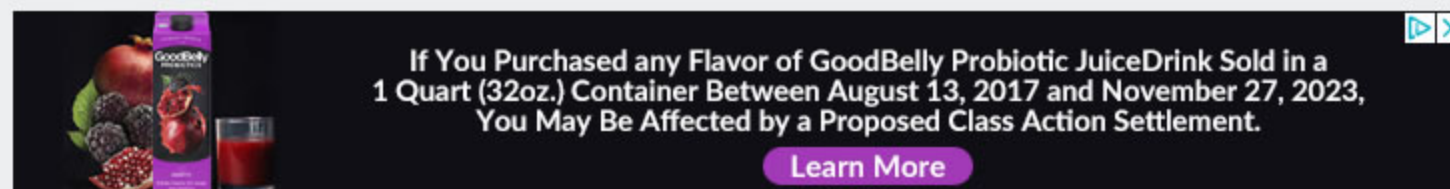
BLOOD-PRESSURE MANAGEMENT isn't a sexy topic like "anti-aging drugs" or "DNA-based diets," but it has enormous implications for health and life span. And because lifestyle factors have such a profound impact, everyone has the power to take steps toward controlling and improving their BP. It's bread-and-butter primary-care medicine—but a critical part of the longevity playbook.

High blood pressure is a silent killer. There are no symptoms, yet over time the effects of high blood pressure can compound, elevating risk for heart attacks and other serious health concerns, including stroke and



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The race for the AFC playoff bye is heating up: The challengers, remaining schedules and biggest obstacles

ESPN+ BALTIMORE RAVENS 5h - Bill Barnwell

Updated NFL playoff picture: AFC, NFC seed projections

5h - ESPN staff



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NFL-worst Panthers fire Reich after just 11 games

CAROLINA PANTHERS 4h - David Newton

Purdue ascends to No. 1 after run to Maui crown

PURDUE BOILERMAKERS 28m

Harbaugh: Michigan-OSU hatred 'manufactured'

MICHIGAN WOLVERINES 24m - Tom VanHaaren

USC women reach highest AP ranking since '94

USC TROJANS 2h

Sources: Dodgers retain Heyward with \$9M deal

LOS ANGELES DODGERS 1h - Kiley McDaniel



EXCLUSIVE CONTENT

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2023 NFL playoffs: Ranking contenders for No. 1 seed in AFC



Bill Barnwell, ESPN Staff Writer

Nov 27, 2023, 08:40 AM ET

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There's a fun race developing for some of the most valuable real estate in sports. Since the NFL moved to a 14-team playoff field and limited the first-round bye to the top seed in each conference during the 2020 season, landing that bye has been incredibly valuable for teams with Super Bowl aspirations. In a small sample of six teams, four 1-seeds have advanced to the championship game. That group includes both top seeds a year ago, with the Chiefs and Eagles both enjoying a week off before storming into Arizona for a classic Super Bowl.

While those same Eagles hold a two-game lead for the top spot in the NFC, the No. 1 spot in the AFC remains up for grabs. Three different teams held the 1-seed in the AFC at one point or another Sunday. The Jaguars claimed it after the early games with their narrow win over the Texans. A comeback victory by the Chiefs over the Raiders put Patrick Mahomes & Co. in front after the afternoon games. When the Ravens claimed the night game with a victory over the Chargers, John Harbaugh's team ensured it will hit its upcoming bye atop the conference.

Throw in the Dolphins, who blew out the Jets in the NFL's Black Friday debut, and there are four three-loss teams in the conference. With all due respect to the Browns, Steelers and everyone else in the conference, it's extremely likely the top seed in the AFC will come from one of those three-loss teams riding high atop their respective divisions.

Subscribe: 'The Bill Barnwell Show'

Let's break down that race with six weeks to go. What happened to these teams in Week 12? What's going on with them this season? And what does their path to the top seed in the AFC look like over the next month and a half? I'll also include the ESPN Football Power Index (FPI) odds for each team to get the 1-seed. We'll start with the team with the best chance to land it:

Jump to a team:

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Astaxanthin	Fenugreek	Lemon Balm	Serrapeptase
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By Julia Ries

NEW YORK TIMES BESTSELLER

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The In-Between

Hadley Vlahos, RN



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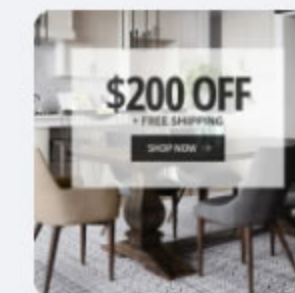
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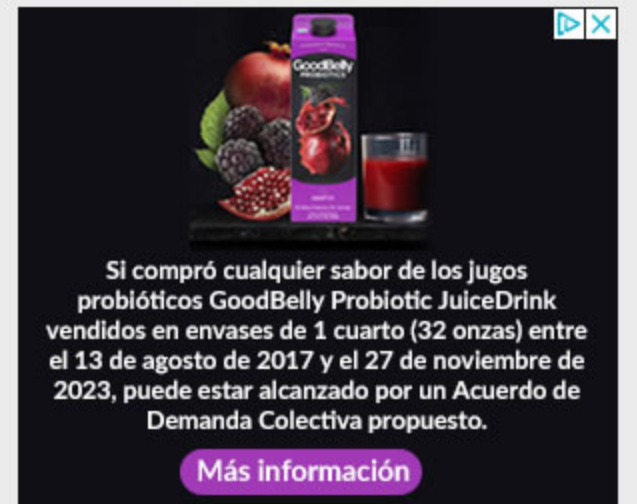
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MÁS DETALLES →



Si compró cualquier sabor de los jugos probióticos GoodBelly Probiotic JuiceDrink vendidos en envases de 1 cuarto (32 onzas) entre el 13 de agosto de 2017 y el 27 de noviembre de 2023, puede estar alcanzado por un Acuerdo de Demanda Colectiva propuesto.

Más información

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El aire ha alcanzado un nivel alto de contaminación y es poco saludable para los grupos sensibles. Reduzca el tiempo que pasa fuera si siente síntomas como dificultad para respirar o irritación de la garganta.

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--	--	---

resfriado y gripe



Aquí están todas las etapas de la recuperación de la gripe



10 efectos secundarios de la vacuna contra la gripe que debes conocer



Los expertos revelan el mejor momento para vacunarse contra la gripe



15 remedios caseros para deshacerse de la tos lo antes posible

Si compró cualquier sabor de los jugos probióticos GoodBelly Probiotic JuiceDrink vendidos en envases de 1 cuarto (32 onzas) entre el 13 de agosto de 2017 y el 27 de noviembre de 2023, puede estar alcanzado por un Acuerdo de Demanda Colectiva propuesto.

[MÁS INFORMACIÓN](#)

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Listos los horarios de los cuartos de final del Apertura 2023

7m - ESPN

¿Qué lugar ocupa Checo Pérez en la historia del deporte en México?

12m - ESPN



ILUMINA TU PATIO DE ESPÍRITU NAVIDEÑO



Temporada 2023 de F1: ¿Cuál fue el mejor piloto, la mayor sorpresa y la decepción?

6h - ESPN Digital

Draymond Green no se arrepiente del altercado con Gobert

17m - Malika Andrews | ESPN

Panthers anuncian el despido del entrenador en jefe Frank Reich

4h - ESPN

Policía Municipal agrade a integrante de Marquense y se desata batalla campal

4h - ESPN Digital

Fuente: Cardinals agregan a Sonny Gray a rotación renovada

2h - ESPN

Shaq Lawson confrontó a aficionado de Eagles tras derrota

4h - Servicios de ESPN.com

Giménez, el mejor jugador de la jornada en Eredivisie para Makaay

3h - ESPN

'Cubo' Torres se cotiza en Costa Rica, Guanacasteca quiere mínimo \$200.000

1d - Keish Gómez Muñoz

Benavidez noquea y los memes la emprenden con Canelo

2d - ESPN Digital

Temporada 2023 de F1: ¿Cuál fue el mejor piloto, la mayor sorpresa y la decepción?

Listos los horarios de los cuartos de final del Apertura 2023

ESPN

27 de nov, 2023, 14:00 ET

Compartir Me gusta

Te presentamos cómo se jugarán las llaves para conocer a los cuatro semifinalistas en la Liga MX.

Quedaron definidos los horarios de los **cuartos de final del Apertura 2023**. Los ocho equipos sobrevivientes del torneo del futbol mexicano comenzarán su camino en búsqueda del campeonato este miércoles y jueves, con los duelos de ida, para cerrar dicha instancia entre sábado y domingo, días en los que se conocerán a los cuatro semifinalistas del certamen.



Los ocho primeros clasificados disputarán la Liguilla del Apertura 2023. ESPN




(1) América vs. León (8)

Ida: A las 19:06 horas del miércoles 29 de noviembre de 2023

Vuelta: A las 19:00 horas del sábado 2 de diciembre de 2023

Fue la última llave de **cuartos de final**

ANUNCIO



Si compró cualquier sabor de los jugos probióticos GoodBelly Probiotic JuiceDrink vendidos en envases de 1 cuarto (32 onzas) entre el 13 de agosto de 2017 y el 27 de noviembre de 2023, puede estar alcanzado por un Acuerdo de Demanda Colectiva propuesto.

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hace 2d · Por STEPHANIE NOLEN



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Si compró cualquier sabor de los jugos probióticos GoodBelly Probiotic JuiceDrink vendidos en envases de 1 cuarto (32 onzas) entre el 13 de agosto de 2017 y el 27 de noviembre de 2023, puede estar alcanzado por un Acuerdo de Demanda Colectiva propuesto.



Exhibit C: Sponsored Search Notice



Probiotic Juice



Sign in

Shopping

Images

Benefits

For weight loss

Near me

Homemade

Goodbelly

Videos

Green

All filters

Tools

SafeSearch

About 17,000,000 results (0.42 seconds)

Sponsored



www.goodbellysettlement.com/

GoodBelly Probiotic JuiceDrink – Class Action Settlement

If You Purchased any Flavor of GoodBelly Probiotic JuiceDrink between 8-13-17 and 11-27-23. You May Be Affected by a Proposed Class Action Settlement.



GoodBelly

https://goodbelly.com > Products

Juice Drinks

Juice Drink. GoodBelly **Juice Drinks** contain 10 - 20 billion **probiotic** strains per serving! These **juices** work hard for your everyday health, ...



People also ask

Is probiotic juice good for you?



Is it OK to drink probiotic drinks everyday?



What drinks are high in probiotics?



What is the side effects of taking probiotics?



Feedback



Shopping

Images

Reviews

Shots

No sugar added

Nutrition facts

Videos

Juice

Near me

About 37,800 results (0.43 seconds)

Results for **Hauppauge, NY 11788** · Choose area

Sponsored

goodbellysettlement.com
https://www.goodbellysettlement.com

GoodBelly Class Action - Find Out if You Are Affected

If You Purchased any Flavor of **GoodBelly Probiotic** JuiceDrink between 8-13-17 and 11-27-23. You May Be Affected by a Proposed Class Action Settlement.

Amazon.com
https://www.amazon.com › GoodBelly@-Probiotic-Su...

GoodBelly Probiotic Supplement for Digestive Health ...

Goodbelly's Probiotic Capsules contain 10 billion CFUs of Lactobacillus Plantarum, the super-strain that is clinically proven to support overall digestive ...

Product Dimensions: 3.5 x 1.75 x 1.5 inch... Material Feature: GMO Free, Gluten Fre...

★★★★★ Rating: 4.3 · 601 reviews · \$19.99 · 30-day returns · In stock



People also ask

- What is GoodBelly probiotics good for?
- Can I drink GoodBelly probiotics everyday?
- What is the side effects of taking probiotics?
- Should a woman take a probiotic daily?



GoodBelly



Sign in

Shopping

Images

Videos

Reviews

Coupon

News

Probiotics

Maps

Foods

All filters

Tools

SafeSearch

About 541,000 results (0.48 seconds)

Results for **Hauppauge, NY** · Choose area

Sponsored

www.goodbellysettlement.com/

GoodBelly Class Action - Class Action Settlement - Learn More

Purchasers of Goodbelly Probiotic JuiceDrink May be Eligible for Compensation. File Your Claim Today Before the January 29, 2024 Deadline Passes.

GoodBelly
<https://goodbelly.com>

Our Products: Delicious, Convenient Probiotics | GoodBelly ...

GoodBellys' delicious drinks & snacks are full of probiotic cultures, which improve the digestive health in your gut. Explore our variety of products here!

Products

GoodBelly Products. Good health starts in the gut. Packed with ...

Where to Buy

GoodBelly Where to Buy. Good health starts in the gut. Packed ...

Juice Drinks

GoodBelly Juice Drinks contain 10 - 20 billion probiotic strains per ...

12 Day Challenge



Exhibit D: Press Release

If You Purchased any Flavor of GoodBelly Probiotic JuiceDrink Sold in a 1 Quart (32oz.) Container Between August 13, 2017 and November 27, 2023, You May Be Affected by a Proposed Class Action Settlement.

USA - English

NEWS PROVIDED BY
GoodBelly Settlement Administrator →
27 Nov, 2023, 11:00 ET

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SAN DIEGO, Nov. 27, 2023 /PRNewswire/ -- The following notice is being issued by the Court approved Class Administrator and has been authorized by the U.S. District Court for the Southern District of California, in *Andrade-Heymsfield v. NextFoods, Inc.*, Case No. 21-cv-1446-BTM-MSB.

A proposed settlement has been reached against NextFoods, Inc. ("NextFoods") in an action alleging that certain "health and wellness" representations on GoodBelly Probiotic JuiceDrink products were misleading in light of the drinks' sugar content. NextFoods denies the allegations and denies that its product labeling was misleading or unlawful.

This is only a summary of the key settlement terms. A full copy of the Settlement Agreement and Class Notice is available at www.GoodBellySettlement.com or by calling 1-844-527-6610.

Who is Included?

The Settlement Class includes all persons in the United States who, between August 13, 2017 and November 27, 2023 (the "Class Period"), purchased in the United States, for household use and not for resale or distribution, any flavor of GoodBelly Probiotic JuiceDrink sold in a 1 Quart (32oz.) container. See the Settlement Website, www.GoodBellySettlement.com, for the specific products included in the Settlement.

What Does the Settlement Provide?

The proposed settlement will provide the Class with \$1,250,000 in monetary benefits (the "Settlement Fund"); and with injunctive relief in the form of labeling changes.

Who Can Receive a Payment?

Class Members who timely submit a valid approved claim are entitled to compensation. Each timely, valid claimant will receive a payment based on the type and estimated amount of Class Products purchased during the Class Period. The amount of the Cash Award any individual receives will depend on both the number of claims made, and each claimant's purchase history.

Claim Forms and more information about the claims process are available on the Settlement Website, www.GoodBellySettlement.com. **The deadline for submitting a claim is January 29, 2024.**

What are Class Members' Other Options?

Class Members may opt out of this Settlement. A Class Member who opts out will retain rights to sue NextFoods separately, but will not be eligible to receive any compensation under the Settlement. To opt out, a Class Member must submit an Opt-Out Form on the Settlement Website, www.GoodBellySettlement.com. Alternatively, Opt-Out Forms can be downloaded, filled out, and mailed to the Class Administrator at: GoodBelly Settlement Administrator, P.O. Box 108, Baton Rouge, LA 70821. **Opt-Out Forms must be submitted online or postmarked on or before January 29, 2024.**

Class Members may also object to any part of this Settlement by filing an Objection with the Clerk of Court. Further details regarding the procedures for objecting are available at www.GoodBellySettlement.com. **Objections must be postmarked or filed on or before January 29, 2024.** Class members who object to the Settlement will still be eligible to receive settlement benefits if the Settlement becomes final, if they also submitted claims.

Has the Court Approved the Settlement?

The Court has not yet approved the Settlement, but has set a Final Approval Hearing for March 11, 2024, to determine whether the Settlement is fair, reasonable, and adequate for the Class. The Court will also consider during that hearing whether and in what amount to award attorneys' fees and expenses to Class Counsel, and service awards to the Class Representatives, which shall come from the Settlement Fund. The Settlement Fund will also be used to pay Notice and Administration expenses currently estimated at \$306,384.

As described further on the Settlement Website, Class Counsel intend to seek an award of fees in the amount of their lodestar (the amount expended on the case) of approximately \$530,000, and reimbursement of case expenses of approximately \$37,000, along with incentive awards of \$5,000 each for Class Representatives Evelyn Andrade-Heymsfield and Valerie Gates. The Court has set January 15, 2024 as the deadline for the motion to be posted on the Settlement Website, www.GoodBellySettlement.com, and Class Members will have an opportunity to respond and object.

You do not need to appear at the Final Approval Hearing, but you may come at your own expense. The Court has appointed Fitzgerald Joseph LLP as Class Counsel. The lawyers representing you will be paid, only with the Court's approval, from the Settlement Fund. If you want to be represented by your own lawyer, you may hire one at your own expense. For more information, please visit the Settlement Website, www.GoodBellySettlement.com.

PLEASE DO NOT CALL OR WRITE THE COURT FOR INFORMATION OR ADVICE.

Source: Class Administrator

SOURCE GoodBelly Settlement Administrator

Also from this source

Si compró cualquier sabor de los jugos probióticos GoodBelly Probiotic JuiceDrink vendidos en envases de 1 cuarto (32 onzas) entre el 13 de agosto de 2017 y el 27 de noviembre de 2023, puede estar alcanzado por un Acuerdo de Demanda Colectiva propuesto.

El siguiente aviso es emitido por el Administrador del Colectivo aprobado por el Tribunal y ha sido autorizado por el Tribunal de Distrito de los...

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USA - español

NEWS PROVIDED BY
GoodBelly Settlement Administrator →
27 Nov, 2023, 11:00 ET

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SAN DIEGO, 27 de noviembre de 2023 /PRNewswire-HISPANIC PR WIRE/ -- El siguiente aviso es emitido por el Administrador del Colectivo aprobado por el Tribunal y ha sido autorizado por el Tribunal de Distrito de los Estados Unidos para el Distrito Sur de California, en el caso *Andrade-Heymselfield v. NextFoods, Inc.*, Case No. 21-cv-1446-BTM-MSB.

Se ha llegado a un acuerdo propuesto contra NextFoods, Inc. ("NextFoods") en una acción en la que se alegaba que ciertas declaraciones sobre "salud y bienestar" en los productos GoodBelly Probiotic JuiceDrink eran engañosas a la luz del contenido de azúcar de las bebidas. NextFoods niega las acusaciones y niega que el etiquetado de sus productos fuera engañoso o ilegal.

Este es solo un resumen de los términos claves del Acuerdo. Puede obtener una copia completa del Acuerdo de Conciliación y del Aviso de Demanda Colectiva en www.GoodBellySettlement.com o llamando al 1-844-527-6610.

¿Quién está incluido?

El Colectivo del Acuerdo incluye a todas las personas de los Estados Unidos que, entre el 13 de agosto de 2017 y el 27 de noviembre de 2023 (el "Período de la Demanda Colectiva"), compraron en los Estados Unidos, para uso doméstico y no para reventa o distribución, cualquier sabor de jugos probióticos GoodBelly Probiotic JuiceDrink vendidos en envases de 1 cuarto de galón (32 onzas). Consulte el Sitio Web del Acuerdo, www.GoodBellySettlement.com, para conocer los productos específicos incluidos en el Acuerdo.

¿Qué ofrece el Acuerdo?

El acuerdo propuesto otorgará al Colectivo de Demandantes beneficios monetarios por valor de \$1.250.000 (el "Fondo del Acuerdo"), así como también medidas cautelares consistentes en cambios en el etiquetado.

¿Quién puede recibir un pago?

Los Miembros del Colectivo de Demandantes que presenten de forma oportuna un reclamo válido aprobado tienen derecho a recibir una compensación. Cada demandante que haya realizado un reclamo válido y de forma oportuna recibirá un pago según el tipo y el monto aproximado de los Productos de la Demanda Colectiva comprados durante el Período de la Demanda Colectiva. El importe de la compensación en efectivo que reciba cada persona dependerá tanto del número de reclamos presentados como del historial de compras de cada demandante.

Los Formularios de Reclamo y más información sobre el proceso de reclamo están disponibles en el Sitio Web del Acuerdo, www.GoodBellySettlement.com. **La fecha límite para presentar un reclamo es el 29 de enero de 2024.**

¿Cuáles son las otras opciones de los Miembros del Colectivo de Demandantes?

Los Miembros del Colectivo de Demandantes pueden optar por excluirse de este Acuerdo. Todo Miembro del Colectivo que opte por excluirse conservará sus derechos a demandar a NextFoods por separado, pero no tendrá derecho a recibir compensación alguna en virtud del Acuerdo. Para excluirse, el Miembro del Colectivo debe presentar un Formulario de Exclusión Voluntaria en el Sitio Web del Acuerdo, www.GoodBellySettlement.com. Como alternativa, los Formularios de Exclusión Voluntaria pueden descargarse, completarse y enviarse por correo al Administrador del Colectivo a: GoodBelly Settlement Administrator, P.O. Box 108, Baton Rouge, LA 70821. **Los Formularios de Exclusión Voluntaria deben presentarse en línea o enviarse por correo postal a más tardar el 29 de enero de 2024.**

Los Miembros del Colectivo de Demandantes también oponerse a cualquier parte de este Acuerdo presentando una Objeción ante el Secretario del Tribunal. Encontrará más información sobre los procedimientos de presentación de objeciones en www.GoodBellySettlement.com. **Las objeciones deberán llevar el sello postal o presentarse a más tardar el 29 de enero de 2024.** Los miembros del Colectivo de Demandantes que se opongan al Acuerdo seguirán teniendo derecho a recibir beneficios del acuerdo si este pasa a ser definitivo, siempre que además hayan presentado reclamos.

¿El Tribunal aprobó el Acuerdo?

El Tribunal aún no ha aprobado el Acuerdo, pero ha fijado una Audiencia de Aprobación Definitiva para el 11 de marzo de 2024, a fin de determinar si el Acuerdo es justo, razonable y adecuado para el Colectivo de Demandantes. El Tribunal también considerará durante esa audiencia si debe ordenar el pago de honorarios de abogados y gastos a los Abogados del Colectivo de Demandantes, y su importe, así como el pago de retribuciones por servicios a los Representantes del Colectivo de Demandantes, con cargo al Fondo del Acuerdo. El Fondo del Acuerdo también se utilizará para pagar los gastos de Notificación y Administración que actualmente se estiman en \$206.669.

Como se describe con más detalle en el Sitio Web del Acuerdo, los Abogados del Colectivo de Demandantes tienen la intención de solicitar el pago de honorarios por un importe equivalente a su honorario de referencia (la suma erogada en el caso) de aproximadamente \$530.000, y un reembolso de los gastos del caso por un importe aproximado de \$37.000, junto con el pago de incentivos de \$5.000 para cada una de las Representantes del Colectivo Evelyn Andrade-Heymselfield y Valerie Gates. El Tribunal ha fijado el 15 de enero de 2024 como fecha límite para la solicitud, que se publicará en el Sitio Web del Acuerdo, www.GoodBellySettlement.com y los Miembros del Colectivo de Demandantes tendrán la oportunidad de responder y presentar objeciones.

No es necesario que comparezca a la Audiencia de Aprobación Definitiva, pero puede asistir a su costo. El Tribunal ha nombrado a Fitzgerald Joseph LLP como Abogado del Colectivo de Demandantes. Los abogados que actúen en su representación serán remunerados, sólo con la aprobación del Tribunal, con cargo al Fondo del Acuerdo. Si usted quiere que lo represente su propio abogado, deberá contratarlo a su costo. Para consultar más información, visite el Sitio Web del Acuerdo, www.GoodBellySettlement.com.

NO LLAME NI ESCRIBA AL TRIBUNAL PARA OBTENER INFORMACIÓN O ASESORAMIENTO.

Fuente: Administrador del Colectivo

FUENTE GoodBelly Settlement Administrator

Also from this source

If You Purchased any Flavor of GoodBelly Probiotic JuiceDrink Sold in a 1 Quart (32oz.) Container Between August 13, 2017 and November 27, 2023, You May Be Affected by a Proposed Class Action Settlement.

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 Pickup

223.4M

TOTAL POTENTIAL AUDIENCE

452

TOTAL EXACT MATCHES

TOP EXACT MATCH PICKUP



AP NEWS [The ...
51.1M visitors/month ^[1]



MarketWatch
13.5M visitors/month ^[1]



KTLA [Los Ang...
6.3M visitors/month ^[1]



Seeking Alpha
5.8M visitors/month ^[1]



PR Newswire
5.6M visitors/month ^[1]



Markets Insider
4.8M visitors/month ^[1]



WJW-TV FOX-8 ...
3.8M visitors/month ^[1]



Benzinga
3.5M visitors/month ^[1]



WFLA [Tampa, FL]
3.2M visitors/month ^[1]



Morningstar
3M visitors/month ^[1]



KXAN-TV NBC-3...
2.4M visitors/month ^[1]



KTVK-TV IND-3...
2.3M visitors/month ^[1]




WXIN-TV FOX-5...
2.2M visitors/month ^[1]



KRON [San Fra...
1.9M visitors/month ^[1]



KDVR [Denver,...
1.9M visitors/month ^[1]

*DATA SOURCES: [1]  [2] ALEXA, [3] SITEWORTHTRAFFIC.COM [4] CISION DIGITAL REACH

*THE DATA CITED HERE BY SIMILARWEB REPRESENTS SITE TRAFFIC DATA OF WORLDWIDE UNIQUE VISITORS ON DESKTOP AND MOBILE DEVICES. DATA IS UPDATED MONTHLY.

Views & Engagement

Views & Engagement data will continue to mature over time. Totals below are expected to have reached 98% maturity when the circles below are darker in color.

891
CLICK-THROUGHS

3,732
RELEASE VIEWS

Distribution

900
TOTAL AP OUTLETS DISTRIBUTED

1.4K
TOTAL INFLUENCERS DISTRIBUTED

TOP AP OUTLETS

CISION INFLUENCER LISTS



C-SPAN
86.2M Visitors/Month
Washington, DC



Scribd, Inc.
43.5M Visitors/Month
San Francisco, CA



FoxNews.com
32.5M Visitors/Month
New York, NY



CBS News Radio
30M Visitors/Month
New York, NY



New York Time...
29.9M Visitors/Month
New York, NY



Apple Inc.
29.7M Visitors/Month
Cupertino, CA

CNBC.com



26.1M Visitors/Month
Englewood Cliffs, NJ



CBSnews.com
26.1M Visitors/Month
New York, NY

List Name	Outlet	Recipients
Human Interes...	Freelancer	12
Human Interes...	Fusion	8
Human Interes...	El Observador	5
Human Interes...	NBC News Latino	5
Human Interes...	The Associated Press	4
Human Interes...	Dos Mundos	3

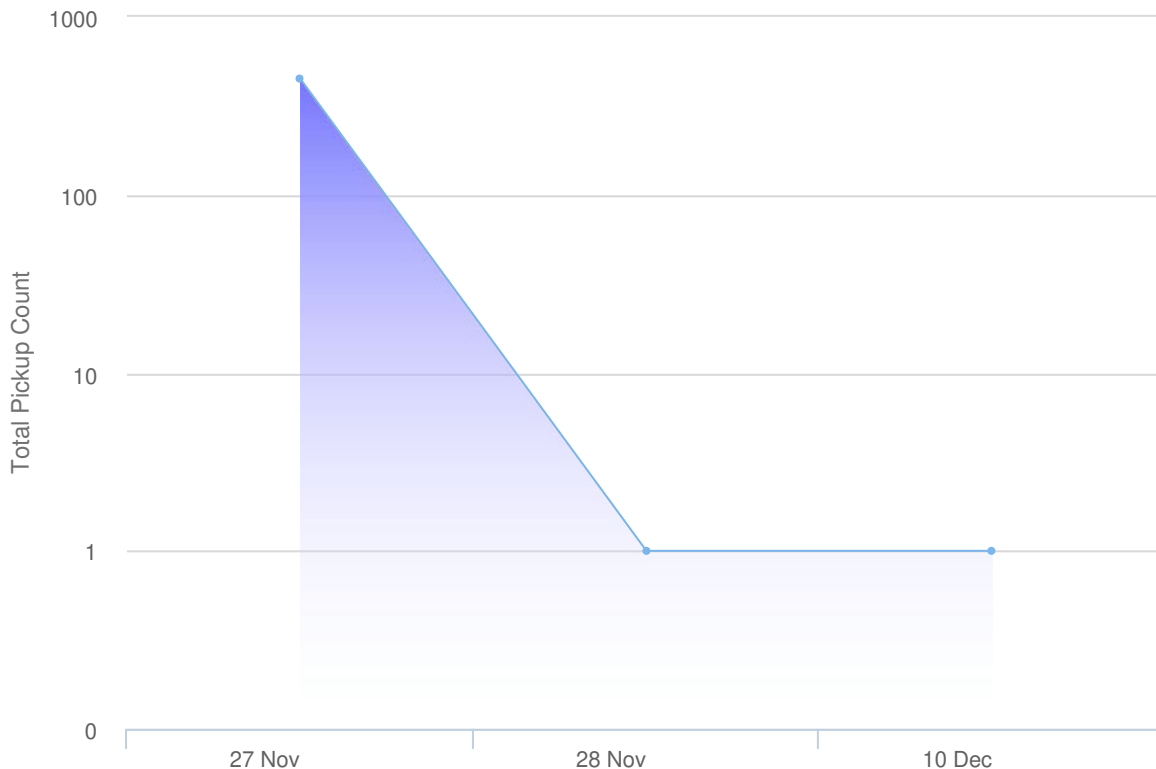
Pickup

Overview

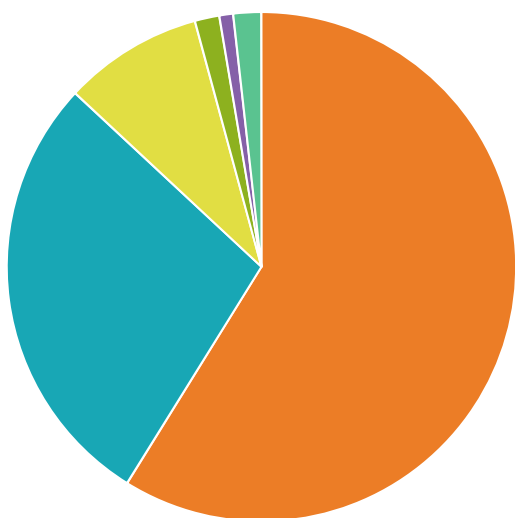
TOTAL PICKUP	452	TOTAL POTENTIAL AUDIENCE	223.4M
Exact Match	452 postings	Exact Match	223.4M visitors

Total Pickup Over Time

Total pickup since your content was distributed

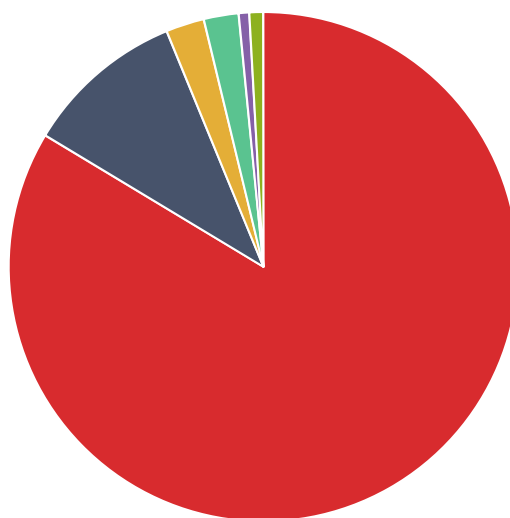


Total Pickup by Source Type



- Broadcast Media (266/58.8%)
- Newspaper (127/28.1%)
- Online News Sites & Other Influencers (40/8.8%)
- Blog (7/1.5%)
- News & Information Service (4/0.9%)
- Other (8/1.8%)

Total Pickup by Industry













- Media & Information (378/83.6%)
- Multicultural & Demographic (46/10.2%)
- General (11/2.4%)
- Financial (10/2.2%)
- Travel & Leisure (3/0.7%)
- Other (4/0.9%)





























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Total Exact Matches: **452**





























Total Potential Audience: **223,364,203**































Logo	Outlet Name	Location	Source Type	Industry	Potential Audience
	AP NEWS [The Associated Press] Online  View Release	United States	News & Information Service	Media & Information	51,059,254 ^[1] visitors/month
	MarketWatch Online  View Release	United States	Online News Sites & Other Influencers	Financial	13,518,340 ^[1] visitors/month
	KTLA [Los Angeles, CA] Online  View Release	United States	Broadcast Media	Media & Information	6,303,125 ^[1] visitors/month
	Seeking Alpha Online  View Release	United States	Online News Sites & Other Influencers	Financial	5,767,352 ^[1] visitors/month
	PR Newswire Online  View Release	Global	PR Newswire	Media & Information	5,591,188 ^[1] visitors/month































	PR Newswire Online  View Release	Global	PR Newswire	Media & Information	5,591,188 ^[1] visitors/month
	Markets Insider Online  View Release	Global	Online News Sites & Other Influencers	Financial	4,772,386 ^[1] visitors/month
	WJW-TV FOX-8 [Cleveland, OH] Online  View Release	United States	Broadcast Media	Media & Information	3,790,136 ^[1] visitors/month
	Benzinga Online  View Release	United States	Online News Sites & Other Influencers	Financial	3,463,087 ^[1] visitors/month
	WFLA [Tampa, FL] Online  View Release	United States	Broadcast Media	Media & Information	3,235,631 ^[1] visitors/month
	Morningstar Online  View Release	Global	Financial Data, Research & Analytics	Financial	3,041,363 ^[1] visitors/month
	KXAN-TV NBC-36 [Austin, TX] Online  View Release	United States	Broadcast Media	Media & Information	2,370,018 ^[1] visitors/month
	KTVK-TV IND-3 [Phoenix, AZ] Online  View Release	United States	Broadcast Media	Media & Information	2,312,896 ^[1] visitors/month
	WXIN-TV FOX-59 [Indianapolis, IN] Online  View Release	United States	Broadcast Media	Media & Information	2,189,785 ^[1] visitors/month
	KRON [San Francisco, CA] Online  View Release	United States	Broadcast Media	Media & Information	1,945,714 ^[1] visitors/month
	KDVR [Denver, CO] Online  View Release	United States	Broadcast Media	Media & Information	1,925,980 ^[1] visitors/month
	WGN [Chicago, IL] Online  View Release	United States	Broadcast Media	Media & Information	1,891,289 ^[1] visitors/month
	KLAS-TV CBS-8 [Las Vegas, NV] Online  View Release	United States	Broadcast Media	Media & Information	1,877,219 ^[1] visitors/month
	WFSB-TV CBS-3 [Hartford, CT] Online  View Release	United States	Broadcast Media	Media & Information	1,769,957 ^[1] visitors/month































	KTVI-TV FOX-2 [St. Louis, MO] Online  View Release	United States	Broadcast Media	Media & Information	1,698,291 ^[1] visitors/month
	WPIX-TV CW-11 [New York, NY] Online  View Release	United States	Broadcast Media	Media & Information	1,633,992 ^[1] visitors/month
	WHTM [Harrisburg, PA] Online  View Release	United States	Broadcast Media	Media & Information	1,632,936 ^[1] visitors/month
	KPTV-TV FOX-12 [Portland, OR] Online  View Release	United States	Broadcast Media	Media & Information	1,582,239 ^[1] visitors/month
	KFOR [Oklahoma City, OK] Online  View Release	United States	Broadcast Media	Media & Information	1,569,231 ^[1] visitors/month
	KVVU-TV FOX-5 [Las Vegas, NV] Online  View Release	United States	Broadcast Media	Media & Information	1,456,825 ^[1] visitors/month
	KOIN-TV CBS-6 [Portland, OR] Online  View Release	United States	Broadcast Media	Media & Information	1,435,394 ^[1] visitors/month
	WAVY-TV NBC-10 [Portsmouth, VA] Online  View Release	United States	Broadcast Media	Media & Information	1,372,845 ^[1] visitors/month
	WOIO-TV CBS-19 [Cleveland, OH] Online  View Release	United States	Broadcast Media	Media & Information	1,329,102 ^[1] visitors/month
	WGHP [Greensboro, NC] Online  View Release	United States	Broadcast Media	Media & Information	1,321,628 ^[1] visitors/month
	WMTV-TV NBC-15 [Madison, WI] Online  View Release	United States	Broadcast Media	Media & Information	1,250,446 ^[1] visitors/month
	Webull Online  View Release	United States	Financial Data, Research & Analytics	Financial	1,236,947 ^[1] visitors/month
	KMOV-TV CBS-4 [St. Louis, MO] Online  View Release	United States	Broadcast Media	Media & Information	1,223,154 ^[1] visitors/month
	KSWB [San Diego, CA] Online  View Release	United States	Broadcast Media	Media & Information	1,218,512 ^[1] visitors/month
	WCMH [Columbus, OH] Online  View Release	United States	Broadcast Media	Media & Information	1,201,218 ^[1] visitors/month































	KKTV-TV CBS-11 [Colorado Springs, CO] Online  View Release	United States	Broadcast Media	Media & Information	1,123,925 ^[1] visitors/month
	KWTX-TV [Waco, TX] Online  View Release	United States	Broadcast Media	Media & Information	1,120,757 ^[1] visitors/month
	KRQE [Albuquerque, NM] Online  View Release	United States	Broadcast Media	Media & Information	1,114,334 ^[1] visitors/month
	WRIC [Richmond, VA] Online  View Release	United States	Broadcast Media	Media & Information	1,107,690 ^[1] visitors/month
	KCRG-TV ABC-9 [Cedar Rapids, IA] Online  View Release	United States	Broadcast Media	Media & Information	1,090,009 ^[1] visitors/month
	KY3-TV [Springfield, TX] Online  View Release	United States	Broadcast Media	Media & Information	1,072,822 ^[1] visitors/month
	WNCN [Raleigh, NC] Online  View Release	United States	Broadcast Media	Media & Information	1,061,880 ^[1] visitors/month
	WDAF [Kansas City, MO] Online  View Release	United States	Broadcast Media	Media & Information	1,056,432 ^[1] visitors/month
	WBTV-TV [Charlotte, NC] Online  View Release	United States	Broadcast Media	Media & Information	1,040,339 ^[1] visitors/month
	WKBN-TV CBS-27 [Youngstown, OH] Online  View Release	United States	Broadcast Media	Media & Information	1,019,916 ^[1] visitors/month
	WKBN-TV CBS-27 [Youngstown, OH] Online  View Release	United States	Broadcast Media	Media & Information	1,019,916 ^[1] visitors/month
	WSMV-TV NBC 4 [Nashville, TN] Online  View Release	United States	Broadcast Media	Media & Information	1,016,327 ^[1] visitors/month
	WXIX-TV FOX-19 [Cincinnati, OH] Online  View Release	United States	Broadcast Media	Media & Information	1,012,197 ^[1] visitors/month
	KCTV-TV CBS-5 [Kansas City, MO] Online  View Release	United States	Broadcast Media	Media & Information	1,005,447 ^[1] visitors/month
	WKRN [Nashville, TN] Online  View Release	United States	Broadcast Media	Media & Information	965,327 ^[1] visitors/month































	WTVG-TV ABC-13 [Toledo, OH] Online  View Release	United States	Broadcast Media	Media & Information	958,221 ^[1] visitors/month
	WDBJ7-TV [Roanoke, VA] Online  View Release	United States	Broadcast Media	Media & Information	956,272 ^[1] visitors/month
	KHNL-TV Hawaii News Now [Honolulu, HI] Online  View Release	United States	Broadcast Media	Media & Information	947,848 ^[1] visitors/month
	WATE [Knoxville, TN] Online  View Release	United States	Broadcast Media	Media & Information	947,211 ^[1] visitors/month
	WOOD [Grand Rapids, MI] Online  View Release	United States	Broadcast Media	Media & Information	944,888 ^[1] visitors/month
	KWCH-TV [Wichita, KS] Online  View Release	United States	Broadcast Media	Media & Information	940,905 ^[1] visitors/month
	WREG [Memphis, TN] Online  View Release	United States	Broadcast Media	Media & Information	925,966 ^[1] visitors/month
	WPRI/WNAC [Providence, RI] Online  View Release	United States	Broadcast Media	Media & Information	923,819 ^[1] visitors/month
	WIBW-TV [Topeka, KS] Online  View Release	United States	Broadcast Media	Media & Information	923,556 ^[1] visitors/month
	WWBT-TV NBC-12 [Richmond, VA] Online  View Release	United States	Broadcast Media	Media & Information	911,121 ^[1] visitors/month
	WAVE-TV [Louisville, KY] Online  View Release	United States	Broadcast Media	Media & Information	870,156 ^[1] visitors/month
	WTNH [New Haven, CT] Online  View Release	United States	Broadcast Media	Media & Information	863,096 ^[1] visitors/month
	WCSC-TV CBS-5 [Charleston, SC] Online  View Release	United States	Broadcast Media	Media & Information	860,597 ^[1] visitors/month
	WAFB-TV [Midland, TX] Online  View Release	United States	Broadcast Media	Media & Information	818,821 ^[1] visitors/month































	WGCL-TV CBS 46 [Atlanta, GA] Online  View Release	United States	Broadcast Media	Media & Information	792,367 ^[1] visitors/month
	WBAY-TV [Green Bay, WI] Online  View Release	United States	Broadcast Media	Media & Information	768,254 ^[1] visitors/month
	KOLN-TV [Lincoln, NE] Online  View Release	United States	Broadcast Media	Media & Information	764,928 ^[1] visitors/month
	WOWT-TV [Omaha, NE] Online  View Release	United States	Broadcast Media	Media & Information	754,439 ^[1] visitors/month
	KBTX-TV News 3 [Bryan, TX] Online  View Release	United States	Broadcast Media	Media & Information	754,033 ^[1] visitors/month
	KTVX [Salt Lake City, UT] Online  View Release	United States	Broadcast Media	Media & Information	741,205 ^[1] visitors/month
	WSFA-TV [Montgomery, AL] Online  View Release	United States	Broadcast Media	Media & Information	734,769 ^[1] visitors/month
	WANE [Fort Wayne, IN] Online  View Release	United States	Broadcast Media	Media & Information	729,808 ^[1] visitors/month
	WCAX-TV [South Burlington, VT] Online  View Release	United States	Broadcast Media	Media & Information	714,418 ^[1] visitors/month
	WILX-TV [Lansing, MI] Online  View Release	United States	Broadcast Media	Media & Information	712,791 ^[1] visitors/month
	WSAZ-TV [Huntington, WV] Online  View Release	United States	Broadcast Media	Media & Information	682,337 ^[1] visitors/month
	KHON [Honolulu, HI] Online  View Release	United States	Broadcast Media	Media & Information	671,769 ^[1] visitors/month
	WHNS-TV FOX [Greenville, SC] Online  View Release	United States	Broadcast Media	Media & Information	671,318 ^[1] visitors/month
	WLBT-TV [Jackson, MS] Online  View Release	United States	Broadcast Media	Media & Information	642,212 ^[1] visitors/month
	WWLP-TV NBC-22 [Springfield, MA] Online  View Release	United States	Broadcast Media	Media & Information	641,733 ^[1] visitors/month































	WVUE-TV FOX-8 [New Orleans, LA] Online  View Release	United States	Broadcast Media	Media & Information	628,806 ^[1] visitors/month
	WNDU-TV [South Bend, IN] Online  View Release	United States	Broadcast Media	Media & Information	627,243 ^[1] visitors/month
	WIVB [Buffalo, NY] Online  View Release	United States	Broadcast Media	Media & Information	621,777 ^[1] visitors/month
	WKYT-TV [Lexington, KY] Online  View Release	United States	Broadcast Media	Media & Information	617,697 ^[1] visitors/month
	WALB-TV [Albany, GA] Online  View Release	United States	Broadcast Media	Media & Information	593,763 ^[1] visitors/month
	WHNT [Huntsville, AL] Online  View Release	United States	Broadcast Media	Media & Information	581,243 ^[1] visitors/month
	KTXL [Sacramento, CA] Online  View Release	United States	Broadcast Media	Media & Information	563,793 ^[1] visitors/month
	WROC/WUHF/WZDX [Rochester, NY] Online  View Release	United States	Broadcast Media	Media & Information	549,788 ^[1] visitors/month
	KELO [Sioux Falls, SD] Online  View Release	United States	Broadcast Media	Media & Information	548,672 ^[1] visitors/month
	WISTV-TV [Columbia, SC] Online  View Release	United States	Broadcast Media	Media & Information	545,424 ^[1] visitors/month
	WEAU-TV [Eau Claire, WI] Online  View Release	United States	Broadcast Media	Media & Information	545,421 ^[1] visitors/month
	WTEN/ WXXA-TV [Albany, NY] Online  View Release	United States	Broadcast Media	Media & Information	543,345 ^[1] visitors/month
	WBOY [Clarksburg, WV] Online  View Release	United States	Broadcast Media	Media & Information	535,725 ^[1] visitors/month
	WBRC-TV [Birmingham, AL] Online  View Release	United States	Broadcast Media	Media & Information	533,218 ^[1] visitors/month
	WITN-TV [Greenville, NC] Online  View Release	United States	Broadcast Media	Media & Information	527,189 ^[1] visitors/month





















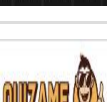









	KOLO-TV [Reno, NV] Online  View Release	United States	Broadcast Media	Media & Information	509,851 ^[1] visitors/month
	WVLT-TV [Knoxville, TN] Online  View Release	United States	Broadcast Media	Media & Information	502,008 ^[1] visitors/month
	WYMT-TV [Hazard, KY] Online  View Release	United States	Broadcast Media	Media & Information	497,473 ^[1] visitors/month
	WBRE/WYOU [Wilkes-Barre, PA] Online  View Release	United States	Broadcast Media	Media & Information	492,626 ^[1] visitors/month
	KTUU-TV [Anchorage, AK] Online  View Release	United States	Broadcast Media	Media & Information	485,376 ^[1] visitors/month
	Finanzen.ch Online  View Release	Switzerland	Online News Sites & Other Influencers	Financial	483,258 ^[1] visitors/month
	WQRF/WTVO [Rockford, IL] Online  View Release	United States	Broadcast Media	Media & Information	483,099 ^[1] visitors/month
	WWSB-TV ABC-7 [Sarasota, FL] Online  View Release	United States	Broadcast Media	Media & Information	466,377 ^[1] visitors/month
	KSNW [Wichita, KS] Online  View Release	United States	Broadcast Media	Media & Information	465,091 ^[1] visitors/month
	KVLV-TV [Fargo, ND] Online  View Release	United States	Broadcast Media	Media & Information	464,484 ^[1] visitors/month
	WSAW-TV [Wausau, WI] Online  View Release	United States	Broadcast Media	Media & Information	458,752 ^[1] visitors/month
	KARK-TV NBC-4 [Little Rock, AR] Online  View Release	United States	Broadcast Media	Media & Information	456,499 ^[1] visitors/month
	WJHL-TV/ABC Tri-Cities [Johnson City, TN] Online  View Release	United States	Broadcast Media	Media & Information	449,311 ^[1] visitors/month
	WLNS-TV CBS-6 [Lansing, MI] Online  View Release	United States	Broadcast Media	Media & Information	448,912 ^[1] visitors/month
	WCJB-TV [Gainesville, FL] Online  View Release	United States	Broadcast Media	Media & Information	447,456 ^[1] visitors/month































	WALA-TV FOX 10 [Mobile, AB] Online  View Release	United States	Broadcast Media	Media & Information	427,581 ^[1] visitors/month
	WDTN/WBDT [Dayton, OH] Online  View Release	United States	Broadcast Media	Media & Information	427,346 ^[1] visitors/month
	KGET [Bakersfield, CA] Online  View Release	United States	Broadcast Media	Media & Information	426,200 ^[1] visitors/month
	KFYR-TV [Bismarck, ND] Online  View Release	United States	Broadcast Media	Media & Information	418,731 ^[1] visitors/month
	WSPA/WYCW [Spartanburg, SC] Online  View Release	United States	Broadcast Media	Media & Information	418,406 ^[1] visitors/month
	KOLD-TV [Tucson, AZ] Online  View Release	United States	Broadcast Media	Media & Information	416,803 ^[1] visitors/month
	WRDW-TV [Augusta, GA] Online  View Release	United States	Broadcast Media	Media & Information	416,470 ^[1] visitors/month
	KSNT-TV NBC-27 [Topeka, KS] Online  View Release	United States	Broadcast Media	Media & Information	413,634 ^[1] visitors/month
	WFRV [Green Bay, WI] Online  View Release	United States	Broadcast Media	Media & Information	411,514 ^[1] visitors/month
	WECT-TV [Wilmington, NC] Online  View Release	United States	Broadcast Media	Media & Information	409,078 ^[1] visitors/month
	KETK-TV FOX-51 [Tyler, TX] Online  View Release	United States	Broadcast Media	Media & Information	408,321 ^[1] visitors/month
	WLOX-TV [Biloxi, MS] Online  View Release	United States	Broadcast Media	Media & Information	400,616 ^[1] visitors/month
	WIAT [Birmingham, AL] Online  View Release	United States	Broadcast Media	Media & Information	396,688 ^[1] visitors/month
	KWQC-TV [Davenport, IA] Online  View Release	United States	Broadcast Media	Media & Information	395,616 ^[1] visitors/month
	WTAJ [Altoona, PA] Online  View Release	United States	Broadcast Media	Media & Information	386,132 ^[1] visitors/month































	WKRG [Mobile, AL] Online  View Release	United States	Broadcast Media	Media & Information	367,366 ^[1] visitors/month
	WDVM-TV IND-25 [Washington, DC] Online  View Release	United States	Broadcast Media	Media & Information	365,907 ^[1] visitors/month
	WTOC-TV [Savannah, GA] Online  View Release	United States	Broadcast Media	Media & Information	364,356 ^[1] visitors/month
	WCTV-TV [Tallahassee, FL] Online  View Release	United States	Broadcast Media	Media & Information	362,764 ^[1] visitors/month
	WHO-TV NBC-13 [Des Moines, IA] Online  View Release	United States	Broadcast Media	Media & Information	357,625 ^[1] visitors/month
	KNWA/KFTA [Fayetteville, AR] Online  View Release	United States	Broadcast Media	Media & Information	356,907 ^[1] visitors/month
	WLUC-TV [Negaunee, MI] Online  View Release	United States	Broadcast Media	Media & Information	354,932 ^[1] visitors/month
	KLFY [Lafayette, LA] Online  View Release	United States	Broadcast Media	Media & Information	353,729 ^[1] visitors/month
	WSYR-TV ABC-9 NewsChannel [Syracuse, NY] Online  View Release	United States	Broadcast Media	Media & Information	352,112 ^[1] visitors/month
	KSEE/KGPE [Fresno, CA] Online  View Release	United States	Broadcast Media	Media & Information	351,700 ^[1] visitors/month
	KXRM [Colorado Springs, CO] Online  View Release	United States	Broadcast Media	Media & Information	350,927 ^[1] visitors/month
	WHSV-TV [Harrisonburg, VA] Online  View Release	United States	Broadcast Media	Media & Information	342,395 ^[1] visitors/month
	WWNY-TV [Watertown, NY] Online  View Release	United States	Broadcast Media	Media & Information	340,508 ^[1] visitors/month
	KSLA-TV [Shreveport, LA] Online  View Release	United States	Broadcast Media	Media & Information	334,933 ^[1] visitors/month
	WBNG-TV NEWS 12 [Binghamton, NY] Online  View Release	United States	Broadcast Media	Media & Information	334,741 ^[1] visitors/month































	WMBF-TV [Myrtle Beach, SC] Online  View Release	United States	Broadcast Media	Media & Information	330,854 ^[1] visitors/month
	WFIE-TV NBC-14 [Evansville, IN] Online  View Release	United States	Broadcast Media	Media & Information	330,567 ^[1] visitors/month
	KTSM [El Paso, TX] Online  View Release	United States	Broadcast Media	Media & Information	327,115 ^[1] visitors/month
	KTTC NBC-10 [Rochester, MN] Online  View Release	United States	Broadcast Media	Media & Information	324,912 ^[1] visitors/month
	KSFY-TV [Sioux Falls, SD] Online  View Release	United States	Broadcast Media	Media & Information	323,656 ^[1] visitors/month
	KFVS-TV [Cape Girardeau, MO] Online  View Release	United States	Broadcast Media	Media & Information	323,227 ^[1] visitors/month
	WMBD-TV CBS 31 / WYZZ-TV FOX 43 [Peoria, IL] Online  View Release	United States	Broadcast Media	Media & Information	311,033 ^[1] visitors/month
	WNEM-TV CBS-5 [Saginaw, MI] Online  View Release	United States	Broadcast Media	Media & Information	310,702 ^[1] visitors/month
	KLTU-TV [Tyler, TX] Online  View Release	United States	Broadcast Media	Media & Information	310,626 ^[1] visitors/month
	WBTW [Myrtle Beach, SC] Online  View Release	United States	Broadcast Media	Media & Information	303,054 ^[1] visitors/month
	KAIT-TV [Jonesboro, AR] Online  View Release	United States	Broadcast Media	Media & Information	299,293 ^[1] visitors/month
	WTRF [Wheeling, WV] Online  View Release	United States	Broadcast Media	Media & Information	298,604 ^[1] visitors/month
	KOSA-TV CBS-7 [Odessa, TX] Online  View Release	United States	Broadcast Media	Media & Information	297,846 ^[1] visitors/month
	WGGB-TV FOX-6 / ABC-40 / CBS-3 [Springfield, MA] Online  View Release	United States	Broadcast Media	Media & Information	297,799 ^[1] visitors/month
	KPLC-TV [Lake Charles, LA] Online  View Release	United States	Broadcast Media	Media & Information	296,959 ^[1] visitors/month































	WOWK-TV CBS-13 [Charleston, WV] Online  View Release	United States	Broadcast Media	Media & Information	296,890 ^[1] visitors/month
	KVEO-TV CBS-4 [Harlingen, TX] Online  View Release	United States	Broadcast Media	Media & Information	294,425 ^[1] visitors/month
	KVEO-TV CBS-4 [Harlingen, TX] Online  View Release	United States	Broadcast Media	Media & Information	294,425 ^[1] visitors/month
	WCIA-TV CBS 3 [Champaign, IL] Online  View Release	United States	Broadcast Media	Media & Information	293,117 ^[1] visitors/month
	KNOE-TV [Monroe, LA] Online  View Release	United States	Broadcast Media	Media & Information	290,643 ^[1] visitors/month
	KALB-TV [Alexandria, LA] Online  View Release	United States	Broadcast Media	Media & Information	287,827 ^[1] visitors/month
	KKCO-TV NBC-11 [Grand Junction, CO] Online  View Release	United States	Broadcast Media	Media & Information	287,604 ^[1] visitors/month
	WABI-TV [Bangor, ME] Online  View Release	United States	Broadcast Media	Media & Information	286,477 ^[1] visitors/month
	WAFF-TV [Huntsville, AL] Online  View Release	United States	Broadcast Media	Media & Information	277,990 ^[1] visitors/month
	KOLR/KOZL [Springfield, MO] Online  View Release	United States	Broadcast Media	Media & Information	276,250 ^[1] visitors/month
	WJTV-TV CBS-12 [Jackson, MS] Online  View Release	United States	Broadcast Media	Media & Information	266,811 ^[1] visitors/month
	WCBD-TV NBC-2 [Charleston, SC] Online  View Release	United States	Broadcast Media	Media & Information	261,296 ^[1] visitors/month
	WNCT [Greenville, NC] Online  View Release	United States	Broadcast Media	Media & Information	261,012 ^[1] visitors/month
	KAMC/KLBK Online  View Release	United States	Broadcast Media	Media & Information	259,448 ^[1] visitors/month
	KTIV-TV NBC-4 [Sioux City, IA] Online  View Release	United States	Broadcast Media	Media & Information	246,138 ^[1] visitors/month































	WIFR-TV [Rockford, IL] Online  View Release	United States	Broadcast Media	Media & Information	241,820 ^[1] visitors/month
	WETM-TV NBC-18 [Elmira, NY] Online  View Release	United States	Broadcast Media	Media & Information	241,452 ^[1] visitors/month
	WSAV [Savannah, GA] Online  View Release	United States	Broadcast Media	Media & Information	229,767 ^[1] visitors/month
	WMBB-TV ABC-13 [Panama City, FL] Online  View Release	United States	Broadcast Media	Media & Information	222,599 ^[1] visitors/month
	KXMA/KXMB [Bismark, ND] Online  View Release	United States	Broadcast Media	Media & Information	213,640 ^[1] visitors/month
	WJHG-TV [Panama City Beach, FL] Online  View Release	United States	Broadcast Media	Media & Information	210,321 ^[1] visitors/month
	WJZY-TV FOX-46 [Charlotte, NC] Online  View Release	United States	Broadcast Media	Media & Information	209,576 ^[1] visitors/month
	WRBL [Columbus, GA] Online  View Release	United States	Broadcast Media	Media & Information	203,748 ^[1] visitors/month
	KSNB-TV [Hastings, NE] Online  View Release	United States	Broadcast Media	Media & Information	202,033 ^[1] visitors/month
	KMVT-TV News-11 / KSVT-14 FOX [Twin Falls, ID] Online  View Release	United States	Broadcast Media	Media & Information	201,941 ^[1] visitors/month
	Quiz Me Online  View Release	United States	Online News Sites & Other Influencers	General	197,009 ^[1] visitors/month
	WDTV-TV [Bridgeport, WV] Online  View Release	United States	Broadcast Media	Media & Information	185,957 ^[1] visitors/month
	WJET-TV ABC-24 / WFXP-TV FOX-44 [Erie, PA] Online  View Release	United States	Broadcast Media	Media & Information	185,201 ^[1] visitors/month
	KCBD-TV [Lubbock, TX] Online  View Release	United States	Broadcast Media	Media & Information	180,427 ^[1] visitors/month
	KTAB/KRBC [Abilene, TX] Online  View Release	United States	Broadcast Media	Media & Information	177,608 ^[1] visitors/month































	WVIR-TVNBC-29 [Charlottesville, VA] Online  View Release	United States	Broadcast Media	Media & Information	176,797 ^[1] visitors/month
	WTAP-TV [Parkersburg, WV] Online  View Release	United States	Broadcast Media	Media & Information	176,502 ^[1] visitors/month
	KXII-TV [Sherman, TX] Online  View Release	United States	Broadcast Media	Media & Information	175,606 ^[1] visitors/month
	WJBF [Augusta, GA] Online  View Release	United States	Broadcast Media	Media & Information	175,286 ^[1] visitors/month
	KLST/KSAN [San Angelo, TX] Online  View Release	United States	Broadcast Media	Media & Information	175,277 ^[1] visitors/month
	WVNS [Beckley, WV] Online  View Release	United States	Broadcast Media	Media & Information	172,160 ^[1] visitors/month
	WTYV-TV [Dothan, AL] Online  View Release	United States	Broadcast Media	Media & Information	171,548 ^[1] visitors/month
	WVLA [Baton Rouge, LA] Online  View Release	United States	Broadcast Media	Media & Information	171,139 ^[1] visitors/month
	WDAM-TV [Moselle, MS] Online  View Release	United States	Broadcast Media	Media & Information	167,986 ^[1] visitors/month
	WEHT/WTWV [Evansville, IN] Online  View Release	United States	Broadcast Media	Media & Information	165,595 ^[1] visitors/month
	KLRT-TV FOX-16 [Little Rock, AR] Online  View Release	United States	Broadcast Media	Media & Information	165,559 ^[1] visitors/month
	WEEK-TV 25 News Now [East Peoria, IL] Online  View Release	United States	Broadcast Media	Media & Information	163,283 ^[1] visitors/month
	WTVM-TV [Columbus, GA] Online  View Release	United States	Broadcast Media	Media & Information	157,712 ^[1] visitors/month
	WBKO-TV [Bowling Green, KY] Online  View Release	United States	Broadcast Media	Media & Information	154,613 ^[1] visitors/month
	KOTA-TV [Rapid City, SD] Online  View Release	United States	Broadcast Media	Media & Information	150,326 ^[1] visitors/month























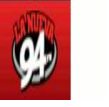







	WGNO [New Orleans, LA] Online  View Release	United States	Broadcast Media	Media & Information	148,487 ^[1] visitors/month
	WTOK-TV [Meridian, MS] Online  View Release	United States	Broadcast Media	Media & Information	144,797 ^[1] visitors/month
	KGNS-TV NBC/ABC/Telemundo-8 [Laredo, TX] Online  View Release	United States	Broadcast Media	Media & Information	144,593 ^[1] visitors/month
	KSNF/KODE [Joplin, MO] Online  View Release	United States	Broadcast Media	Media & Information	143,583 ^[1] visitors/month
	KFDA-TV [Amarillo, TX] Online  View Release	United States	Broadcast Media	Media & Information	143,342 ^[1] visitors/month
	WGEM-TV NBC-10 [Quincy, IL] Online  View Release	United States	Broadcast Media	Media & Information	138,669 ^[1] visitors/month
	WFXR [Roanoke, VA] Online  View Release	United States	Broadcast Media	Media & Information	137,988 ^[1] visitors/month
	Myhighplains Online  View Release	United States	Broadcast Media	Media & Information	137,683 ^[1] visitors/month
	Myhighplains Online  View Release	United States	Broadcast Media	Media & Information	137,683 ^[1] visitors/month
	WPTA-TV Fort Wayne's NBC [Fort Wayne, IN] Online  View Release	United States	Broadcast Media	Media & Information	129,203 ^[1] visitors/month
	KFDX-TV NBC-3 / KJTL-TV FOX-18 [Wichita Falls, TX] Online  View Release	United States	Broadcast Media	Media & Information	121,207 ^[1] visitors/month
	WTTV [Indianapolis, IN] Online  View Release	United States	Broadcast Media	Media & Information	118,716 ^[1] visitors/month
	QuadCities WHBF-TV CBS-4 / KLJB-TV FOX-18 [Rock Island, IL] Online  View Release	United States	Broadcast Media	Media & Information	113,849 ^[1] visitors/month
	KSWO-TV [Lawton, OK] Online  View Release	United States	Broadcast Media	Media & Information	111,174 ^[1] visitors/month
	KEYC-TV [North Mankato, MN] Online  View Release	United States	Broadcast Media	Media & Information	110,185 ^[1] visitors/month































	KIAH [Houston, TX] Online  View Release	United States	Broadcast Media	Media & Information	108,526 ^[1] visitors/month
	WDHN-TV ABC [Webb, AL] Online  View Release	United States	Broadcast Media	Media & Information	105,773 ^[1] visitors/month
	WTWO-TV NBC-2/WAWV-TV ABC-38 MyWabashValley [Terre Haute IN] Online  View Release	United States	Broadcast Media	Media & Information	103,583 ^[1] visitors/month
	WTWO-TV NBC-2/WAWV-TV ABC-38 MyWabashValley [Terre Haute IN] Online  View Release	United States	Broadcast Media	Media & Information	103,583 ^[1] visitors/month
	WVVA NBC-6 [Bluefield, WV] Online  View Release	United States	Broadcast Media	Media & Information	100,256 ^[1] visitors/month
	WBGH/WIVT [Binghamton, NY] Online  View Release	United States	Broadcast Media	Media & Information	99,559 ^[1] visitors/month
	The Demopolis Times Online  View Release	United States	Newspaper	Media & Information	96,258 ^[1] visitors/month
	KBJR-TV NBC-6 [Duluth, MN] Online  View Release	United States	Broadcast Media	Media & Information	94,168 ^[1] visitors/month
	KCAU-TV ABC-9 Siouxland Proud [Sioux City, IA] Online  View Release	United States	Broadcast Media	Media & Information	93,024 ^[1] visitors/month
	WDKY-TV FOX-56 [Lexington, KY] Online  View Release	United States	Broadcast Media	Media & Information	90,225 ^[1] visitors/month
	WDKY-TV FOX-56 [Lexington, KY] Online  View Release	United States	Broadcast Media	Media & Information	90,225 ^[1] visitors/month
	KTAL-TV NBC-6 [Shreveport, LA] Online  View Release	United States	Broadcast Media	Media & Information	90,149 ^[1] visitors/month
	KARD/KTVE [West Monroe, LA] Online  View Release	United States	Broadcast Media	Media & Information	89,244 ^[1] visitors/month
	KTRE-TV [Pollok, TX] Online  View Release	United States	Broadcast Media	Media & Information	85,318 ^[1] visitors/month
	Shelby County Reporter Online  View Release	United States	Newspaper	Media & Information	81,756 ^[1] visitors/month































	KREX/KFQX/KGJT [Grand Junction, CO] Online  View Release	United States	Broadcast Media	Media & Information	80,580 ^[1] visitors/month
	One News Page Global Edition Online  View Release	Global	Online News Sites & Other Influencers	Media & Information	79,976 ^[1] visitors/month
	One News Page Global Edition Online  View Release	Global	Online News Sites & Other Influencers	Media & Information	79,976 ^[1] visitors/month
	Salisbury Post Online  View Release	United States	Newspaper	Media & Information	77,864 ^[1] visitors/month
	KJCT-TV ABC-8 [Grand Junction, CO] Online  View Release	United States	Broadcast Media	Media & Information	74,046 ^[1] visitors/month
	KNOP-TV [North Platte, NE] Online  View Release	United States	Broadcast Media	Media & Information	73,236 ^[1] visitors/month
	KGWN-TV CBS-5 [Cheyenne, WY] Online  View Release	United States	Broadcast Media	Media & Information	71,140 ^[1] visitors/month
	Port Arthur News Online  View Release	United States	Newspaper	Media & Information	66,472 ^[1] visitors/month
	Albert Lea Tribune [Albert Lea, MN] Online  View Release	United States	Newspaper	Media & Information	65,975 ^[1] visitors/month
	KWKT-TV FOX-44 / KYLE-TV MyNetworkTV [Woodway, TX] Online  View Release	United States	Broadcast Media	Media & Information	65,528 ^[1] visitors/month
	WFFF-TV FOX 44 / WVNY-TV ABC-22 [Colchester, VT] Online  View Release	United States	Broadcast Media	Media & Information	62,689 ^[1] visitors/month
	KDAF-TV CW-33 [Dallas, TX] Online  View Release	United States	Broadcast Media	Media & Information	59,815 ^[1] visitors/month
	Natchez Democrat Online  View Release	United States	Newspaper	Media & Information	57,876 ^[1] visitors/month
	LaGrange Daily News Online  View Release	United States	Newspaper	Media & Information	57,750 ^[1] visitors/month
	The Vicksburg Post Online  View Release	United States	Newspaper	Media & Information	53,519 ^[1] visitors/month































	The Suffolk News-Herald Online  View Release	United States	Newspaper	Media & Information	52,739 ^[1] visitors/month
	Magnolia State Live Online  View Release	United States	Newspaper	Media & Information	52,367 ^[1] visitors/month
	American Press Online  View Release	United States	Newspaper	Media & Information	52,117 ^[1] visitors/month
	WAGM-TV [Presque Isle, ME] Online  View Release	United States	Broadcast Media	Media & Information	51,929 ^[1] visitors/month
	WYTV-TV ABC-33 [Youngstown, OH] Online  View Release	United States	Broadcast Media	Media & Information	48,640 ^[1] visitors/month
	Elizabethton Star Online  View Release	United States	Newspaper	Media & Information	48,229 ^[1] visitors/month
	The Farmville Herald Online  View Release	United States	Newspaper	Media & Information	46,432 ^[1] visitors/month
	The Troy Messenger Online  View Release	United States	Newspaper	Media & Information	43,886 ^[1] visitors/month
	Alexander City Outlook Online  View Release	United States	Newspaper	Media & Information	43,762 ^[1] visitors/month
	KVID/KPEJ [Odessa, TX] Online  View Release	United States	Broadcast Media	Media & Information	42,470 ^[1] visitors/month
	KEVN-TV [Rapid City, SD] Online  View Release	United States	Broadcast Media	Media & Information	41,770 ^[1] visitors/month
	The Oxford Eagle Online  View Release	United States	Newspaper	Media & Information	41,544 ^[1] visitors/month
	Daily Leader Online  View Release	United States	Newspaper	Media & Information	40,771 ^[1] visitors/month
	WWTI-TV ABC-50 [Watertown, NY] Online  View Release	United States	Broadcast Media	Media & Information	39,314 ^[1] visitors/month
	Washington Daily News Online  View Release	United States	Newspaper	Media & Information	36,954 ^[1] visitors/month































	The Coastland Times Online  View Release	United States	Newspaper	Media & Information	34,940 ^[1] visitors/month
	WPHL [Philadelphia, PA] Online  View Release	United States	Broadcast Media	Media & Information	34,791 ^[1] visitors/month
	Leader Publications Online  View Release	United States	Newspaper	Media & Information	34,646 ^[1] visitors/month
	Portal de Financas Online  View Release	Brazil	Online News Sites & Other Influencers	Financial	34,595 ^[1] visitors/month
	Austin Daily Herald Online  View Release	United States	Newspaper	Media & Information	31,092 ^[1] visitors/month
	Picayune Item Online  View Release	United States	Newspaper	Media & Information	30,268 ^[1] visitors/month
	WJMN-TV CBS 3 [Escanaba, WI] Online  View Release	United States	Broadcast Media	Media & Information	29,079 ^[1] visitors/month
	L'Observateur Online  View Release	United States	Newspaper	Media & Information	26,951 ^[1] visitors/month
	Mega TV Online  View Release	United States	Broadcast Media	Multicultural & Demographic	26,811 ^[1] visitors/month
	CNYhomepage Online  View Release	United States	Broadcast Media	Media & Information	26,390 ^[1] visitors/month
	Ironton Tribune Online  View Release	United States	Newspaper	Media & Information	25,670 ^[1] visitors/month
	The Advocate-Messenger Online  View Release	United States	Newspaper	Media & Information	25,354 ^[1] visitors/month
	Valley Times-News Online  View Release	United States	Newspaper	Media & Information	25,218 ^[1] visitors/month
	Orange Leader Online  View Release	United States	Newspaper	Media & Information	23,637 ^[1] visitors/month
	The State Journal Online  View Release	United States	Newspaper	Media & Information	23,319 ^[1] visitors/month































	Winchester Sun Online  View Release	United States	Newspaper	Media & Information	19,559 ^[1] visitors/month
	The Stanly News & Press Online  View Release	United States	Newspaper	Media & Information	19,289 ^[1] visitors/month
	WNTZ [Alexandria, LA] Online  View Release	United States	Broadcast Media	Media & Information	19,037 ^[1] visitors/month
	Smithfield Times Online  View Release	United States	Newspaper	Media & Information	17,351 ^[1] visitors/month
	The Selma Times-Journal Online  View Release	United States	Newspaper	Media & Information	17,314 ^[1] visitors/month
	KTUF/KXDF-TV [Fairbanks, AK] Online  View Release	United States	Broadcast Media	Media & Information	16,890 ^[1] visitors/month
	WLAX-TV FOX 28/45 [La Crosse, WI] Online  View Release	United States	Broadcast Media	Media & Information	16,833 ^[1] visitors/month
	The Andalusia Star-News Online  View Release	United States	Newspaper	Media & Information	16,229 ^[1] visitors/month
	KYOU-TV [Ottumwa, IA] Online  View Release	United States	Broadcast Media	Media & Information	16,178 ^[1] visitors/month
	The Roanoke Chowan News Herald Online  View Release	United States	Newspaper	Media & Information	15,151 ^[1] visitors/month
	The Tryon Daily Bulletin Online  View Release	United States	Newspaper	Media & Information	12,671 ^[1] visitors/month
	La Nueva 94 FM Online  View Release	Puerto Rico	Broadcast Media	Multicultural & Demographic	12,521 ^[1] visitors/month
	The Wetumpka Herald Online  View Release	United States	Newspaper	Media & Information	11,951 ^[1] visitors/month
	Davie County Enterprise Record Online  View Release	United States	Newspaper	Media & Information	11,911 ^[1] visitors/month
	WLUS 98.3 FM [Clarksville, VA] Online  View Release	United States	Broadcast Media	Media & Information	11,618 ^[1] visitors/month































	The Brewton Standard Online  View Release	United States	Newspaper	Media & Information	11,360 ^[1] visitors/month
	The Greenville Advocate Online  View Release	United States	Newspaper	Media & Information	11,137 ^[1] visitors/month
	KNEP-TV NBC-4 [Scottsbluff, NE] Online  View Release	United States	Broadcast Media	Media & Information	10,937 ^[1] visitors/month
	Beauregard News Online  View Release	United States	Newspaper	Media & Information	9,730 ^[1] visitors/month
	Claiborne Progress Online  View Release	United States	Newspaper	Media & Information	9,588 ^[1] visitors/month
	The Atmore Advance Online  View Release	United States	Newspaper	Media & Information	9,165 ^[1] visitors/month
	The Clanton Advertiser Online  View Release	United States	Newspaper	Media & Information	8,894 ^[1] visitors/month
	El Zol 106.7 FM Online  View Release	United States	Broadcast Media	Multicultural & Demographic	8,268 ^[1] visitors/month
	WMC-TV Action News 5 [Memphis, TN] Online  View Release	United States	Broadcast Media	Media & Information	7,939 ^[1] visitors/month
	The Tidewater News Online  View Release	United States	Newspaper	Media & Information	7,825 ^[1] visitors/month
	The Bogalusa Daily News Online  View Release	United States	Newspaper	Media & Information	7,784 ^[1] visitors/month
	Alabama Now Online  View Release	United States	Newspaper	Media & Information	7,574 ^[1] visitors/month
	Lowndes Signal Online  View Release	United States	Newspaper	Media & Information	7,364 ^[1] visitors/month
	The Post-Searchlight Online  View Release	United States	Newspaper	Media & Information	7,004 ^[1] visitors/month
	Middlesboro News Online  View Release	United States	Newspaper	Media & Information	6,497 ^[1] visitors/month































	Latin Business Today Online  View Release	United States	Online News Sites & Other Influencers	Multicultural & Demographic	5,986 ^[1] visitors/month
	Latin Business Today Online  View Release	United States	Online News Sites & Other Influencers	Multicultural & Demographic	5,986 ^[1] visitors/month
	Latin Business Hoy Online  View Release	United States	Online News Sites & Other Influencers	Multicultural & Demographic	5,986 ^[1] visitors/month
	Play 96.5 FM Online  View Release	Puerto Rico	Broadcast Media	Multicultural & Demographic	5,931 ^[1] visitors/month
	WPGX-TV FOX-28 [Panama City, FL] Online  View Release	United States	Broadcast Media	Media & Information	5,889 ^[1] visitors/month
	The Panolian Online  View Release	United States	Newspaper	Media & Information	5,792 ^[1] visitors/month
	La Zeta 93.7 FM Online  View Release	Puerto Rico	Broadcast Media	Multicultural & Demographic	5,730 ^[1] visitors/month
	Energía, Industria, Comercio y Minería Online  View Release	United States	Online News Sites & Other Influencers	Multicultural & Demographic	5,517 ^[1] visitors/month
	The Clemmons Courier Online  View Release	United States	Newspaper	Media & Information	5,454 ^[1] visitors/month
	KHMT/KSVI [Billings, MT] Online  View Release	United States	Broadcast Media	Media & Information	4,866 ^[1] visitors/month
	WTNZ FOX-43 [Knoxville, TN] Online  View Release	United States	Broadcast Media	Media & Information	4,789 ^[1] visitors/month
	The Stock Watcher Online  View Release	United States	Online News Sites & Other Influencers	Financial	4,686 ^[1] visitors/month
	The Stock Watcher Online  View Release	United States	Online News Sites & Other Influencers	Financial	4,686 ^[1] visitors/month
	eNews Park Forest Online  View Release	United States	Newspaper	Media & Information	4,537 ^[1] visitors/month
	Zeta 92.3 FM Online  View Release	United States	Broadcast Media	Multicultural & Demographic	4,423 ^[1] visitors/month































	NewsBlaze US Online  View Release	United States	Online News Sites & Other Influencers	Media & Information	4,074 ^[1] visitors/month
	Sangri Times Online  View Release	India	Online News Sites & Other Influencers	General	4,065 ^[1] visitors/month
	Univision Kansas City Online  View Release	United States	Broadcast Media	Multicultural & Demographic	3,837 ^[1] visitors/month
	Jessamine Journal Online  View Release	United States	Newspaper	Media & Information	3,768 ^[1] visitors/month
	Americus Times-Recorder Online  View Release	United States	Newspaper	Media & Information	3,750 ^[1] visitors/month
	BocaLista Online  View Release	Puerto Rico	Online News Sites & Other Influencers	Multicultural & Demographic	3,611 ^[1] visitors/month
	The Charlotte Gazette Online  View Release	United States	Newspaper	Media & Information	3,598 ^[1] visitors/month
	The Tallahassee Tribune Online  View Release	United States	Newspaper	Media & Information	2,795 ^[1] visitors/month
	The Interior Journal Online  View Release	United States	Newspaper	Media & Information	2,739 ^[1] visitors/month
	Cordele Dispatch Online  View Release	United States	Newspaper	Media & Information	2,641 ^[1] visitors/month
	Kenbridge Victoria Dispatch Online  View Release	United States	Newspaper	Media & Information	2,516 ^[1] visitors/month
	La Raza 93.3 FM Online  View Release	United States	Broadcast Media	Multicultural & Demographic	2,478 ^[1] visitors/month
	Leesville Leader Online  View Release	United States	Newspaper	Media & Information	2,441 ^[1] visitors/month
	Windsor Weekly Online  View Release	United States	Newspaper	Media & Information	2,328 ^[1] visitors/month
	La Ley 107.9 FM Online  View Release	United States	Broadcast Media	Multicultural & Demographic	2,233 ^[1] visitors/month































	Luverne Journal Online  View Release	United States	Newspaper	Media & Information	2,105 ^[1] visitors/month
	Hoy en Delaware Online  View Release	United States	Newspaper	Multicultural & Demographic	1,924 ^[1] visitors/month
	KJUN-TV / KFOL-TV HTV10 [Houma, LA] Online  View Release	United States	Broadcast Media	Media & Information	1,763 ^[1] visitors/month
	My Silly Little Gang Online  View Release	United States	Blog-Parental Influencers	Retail & Consumer	1,517 ^[1] visitors/month
	Ahora News (New Jersey) Online  View Release	United States	Newspaper	Multicultural & Demographic	1,292 ^[1] visitors/month
	Times of San Diego Online  View Release	United States	Newspaper	Media & Information	1,090 ^[1] visitors/month
	WMPW 105.9 FM [Danville, VA] Online  View Release	United States	Broadcast Media	Media & Information	1,004 ^[1] visitors/month
	Cheap Fun Things To Do Online  View Release	United States	Online News Sites & Other Influencers	Travel & Leisure	931 ^[1] visitors/month
	Omaha Magazine Online  View Release	United States	Newspaper	Media & Information	927 ^[1] visitors/month
	Southern Sports Today Online  View Release	United States	Broadcast Media	Media & Information	783 ^[1] visitors/month
	The Podcast Park Online  View Release	United States	Broadcast Media	Media & Information	734 ^[1] visitors/month
	Harlan Enterprise Online  View Release	United States	Newspaper	Media & Information	719 ^[1] visitors/month
	Society Magazine Online  View Release	United States	Online News Sites & Other Influencers	General	714 ^[1] visitors/month
	Washington City Paper [Washington, DC] Online  View Release	United States	Newspaper	General	707 ^[1] visitors/month
	Ismael Cala Online  View Release	United States	Blog	Multicultural & Demographic	687 ^[1] visitors/month































	Industry News Online  View Release	United States	Online News Sites & Other Influencers	General	650 ^[1] visitors/month
	KMLK 98.7-FM [El Dorado, AR] Online  View Release	United States	Broadcast Media	Media & Information	592 ^[1] visitors/month
	SEGUROS, SALUD, PENSIONES & SEGURIDAD Online  View Release	United States	Online News Sites & Other Influencers	Multicultural & Demographic	548 ^[1] visitors/month
	WSHV 96.7 FM [South Hill, VA] Online  View Release	United States	Broadcast Media	Media & Information	537 ^[1] visitors/month
	El Colombiano Online  View Release	United States	Newspaper	Multicultural & Demographic	534 ^[1] visitors/month
	WKSK 101.9 FM [South Boston, VA] Online  View Release	United States	Broadcast Media	Media & Information	496 ^[1] visitors/month
	Greenville Business Magazine Online  View Release	United States	Newspaper	Media & Information	478 ^[1] visitors/month
	Holladay Journal Online  View Release	United States	Newspaper	Media & Information	467 ^[1] visitors/month
	WWZW-FM Classic story96.7 [Lexington, VA] Online  View Release	United States	Broadcast Media	Media & Information	467 ^[1] visitors/month
	Diario Horizonte - CT Online  View Release	United States	Newspaper	Multicultural & Demographic	463 ^[1] visitors/month
	Bluegrass Live Online  View Release	United States	Newspaper	Media & Information	462 ^[1] visitors/month
	WCNN 680 AM / 93.7 FM [Atlanta, GA] Online  View Release	United States	Broadcast Media	Media & Information	454 ^[1] visitors/month
	Midvale Journal Online  View Release	United States	Newspaper	Media & Information	451 ^[1] visitors/month
	Kasi Broadcasting Online  View Release	South Africa	News & Information Service	Business Services	447 ^[1] visitors/month
	ChicaNOL Online  View Release	United States	Blog	Multicultural & Demographic	425 ^[1] visitors/month





























	Prensa Mexicana Online  View Release	United States	Newspaper	Multicultural & Demographic	418 ^[1] visitors/month
	Prentiss Headlight Online  View Release	United States	Newspaper	Media & Information	409 ^[1] visitors/month
	City Journals Online  View Release	United States	Newspaper	Media & Information	397 ^[1] visitors/month
	WHLF 95.3 FM [South Boston, VA] Online  View Release	United States	Broadcast Media	Media & Information	390 ^[1] visitors/month
	Hattiesburg.com Online  View Release	United States	Online News Sites & Other Influencers	Media & Information	381 ^[1] visitors/month
	Network Today Online  View Release	United States	Online News Sites & Other Influencers	Policy & Public Interest	375 ^[1] visitors/month
	ChineseWire Online  View Release	United States	Online News Sites & Other Influencers	Media & Information	375 ^[1] visitors/month
	Norwood Town News Online  View Release	United States	Newspaper	Media & Information	371 ^[1] visitors/month
	Rivers of Living Water Mission - Home Page Online  View Release	United States	Information Website	Travel & Leisure	360 ^[1] visitors/month
	Mahalsa US Online  View Release	United States	Online News Sites & Other Influencers	General	360 ^[1] visitors/month
	US Times Mirror Online  View Release	United States	Online News Sites & Other Influencers	General	351 ^[1] visitors/month
	WNC Business Online  View Release	United States	Newspaper	Media & Information	347 ^[1] visitors/month
	Chester County Press Online  View Release	United States	Newspaper	Media & Information	340 ^[1] visitors/month
	Walnut Creek Magazine Online  View Release	United States	Newspaper	Media & Information	339 ^[1] visitors/month
	Business Class News Online  View Release	United States	Blog	Media & Information	326 ^[1] visitors/month


	WPTM 102.3-FM [Weldon, NC] Online  View Release	United States	Broadcast Media	Media & Information	315 ^[1] visitors/month
	Southwest Daily News Online  View Release	United States	Newspaper	Media & Information	312 ^[1] visitors/month
	La Familia de Broward Online  View Release	United States	Magazine	Multicultural & Demographic	310 ^[1] visitors/month
	Gates County Index Online  View Release	United States	Newspaper	Media & Information	307 ^[1] visitors/month
	Cottonwood Heights Journal Online  View Release	United States	Newspaper	Media & Information	307 ^[1] visitors/month
	WWDN 104.5 FM [Danville, VA] Online  View Release	United States	Broadcast Media	Media & Information	296 ^[1] visitors/month
	Univision Minnesota Online  View Release	United States	Broadcast Media	Multicultural & Demographic	293 ^[1] visitors/month
	South Jordan Journal Online  View Release	United States	Newspaper	Media & Information	290 ^[1] visitors/month
	Mi Ciudad Tampa Bay Online  View Release	United States	Online News Sites & Other Influencers	Multicultural & Demographic	287 ^[1] visitors/month
	La Voz Hispanic News [Pasco, WA] Online  View Release	United States	Newspaper	Multicultural & Demographic	280 ^[1] visitors/month
	WZZS-FM 106.9 La Número Uno / WTMY-AM 1280 La Número Uno Online  View Release	United States	Broadcast Media	Multicultural & Demographic	280 ^[1] visitors/month
	West Virginia Latino News Online  View Release	United States	News & Information Service	Multicultural & Demographic	277 ^[1] visitors/month
	Thrills Taste Travels Online  View Release	United States	Blog	Travel & Leisure	274 ^[1] visitors/month
	Natick Town News Online  View Release	United States	Newspaper	Media & Information	272 ^[1] visitors/month
	Davis Journal Online  View Release	United States	Newspaper	Media & Information	270 ^[1] visitors/month

	WFOM 106.3 FM / 1230 AM [Atlanta, GA] Online  View Release	United States	Broadcast Media	Media & Information	270 ^[1] visitors/month
	Cape Coral Living Magazine Online  View Release	United States	Newspaper	Media & Information	269 ^[1] visitors/month
	El Perico Online  View Release	United States	Online News Sites & Other Influencers	Multicultural & Demographic	262 ^[1] visitors/month
	El Perico Online  View Release	United States	Online News Sites & Other Influencers	Multicultural & Demographic	262 ^[1] visitors/month
	Show Continental Online  View Release	United States	Online News Sites & Other Influencers	Multicultural & Demographic	260 ^[1] visitors/month
	Ismael Cala Foundation Online  View Release	United States	Online News Sites & Other Influencers	Multicultural & Demographic	260 ^[1] visitors/month
	La Prensa Hispana Online  View Release	United States	Newspaper	Multicultural & Demographic	249 ^[1] visitors/month
	USA Times Online  View Release	United States	Online News Sites & Other Influencers	General	246 ^[1] visitors/month
	Franklin Town News Online  View Release	United States	Newspaper	Media & Information	245 ^[1] visitors/month
	Montana Latino News Online  View Release	United States	News & Information Service	Multicultural & Demographic	243 ^[1] visitors/month
	Vida Nueva Online  View Release	United States	Newspaper	Multicultural & Demographic	240 ^[1] visitors/month
	West Valley City Journal Online  View Release	United States	Newspaper	Media & Information	238 ^[1] visitors/month
	Taos News Online  View Release	United States	Newspaper	Media & Information	228 ^[1] visitors/month
	Ashland Town News Online  View Release	United States	Newspaper	Media & Information	226 ^[1] visitors/month
	Gaby Natale Online  View Release	United States	Online News Sites & Other Influencers	Multicultural & Demographic	222 ^[1] visitors/month

	Time Bulletin USA Online  View Release	United States	Online News Sites & Other Influencers	General	216 ^[1] visitors/month
	Buenos Dias Nebraska Online  View Release	United States	Online News Sites & Other Influencers	Multicultural & Demographic	201 ^[1] visitors/month
	Murray Journal Online  View Release	United States	Newspaper	Media & Information	188 ^[1] visitors/month
	Bradfordville Bugle Online  View Release	United States	Newspaper	Media & Information	188 ^[1] visitors/month
	Boreal Community Media Online  View Release	United States	Newspaper	Media & Information	188 ^[1] visitors/month
	Medway & Millis News Online  View Release	United States	Newspaper	Media & Information	180 ^[1] visitors/month
	Geovanny Vicente Romero Online  View Release	United States	Blog	Multicultural & Demographic	179 ^[1] visitors/month
	Geovanny Vicente Romero Online  View Release	United States	Blog	Multicultural & Demographic	179 ^[1] visitors/month
	Columbia Business Monthly Online  View Release	United States	Newspaper	Media & Information	177 ^[1] visitors/month
	Hola Arkansas! Online  View Release	United States	Newspaper	Multicultural & Demographic	173 ^[1] visitors/month
	Transporte, Logística & Comercio Internacional Online  View Release	United States	Newspaper	Multicultural & Demographic	167 ^[1] visitors/month
	Norfolk & Wrentham News Online  View Release	United States	Newspaper	Media & Information	164 ^[1] visitors/month
	Univision Canada Online  View Release	Canada	Broadcast Media	Multicultural & Demographic	163 ^[1] visitors/month
	Folsom Local News [Folsom, CA] Online  View Release	United States	Online News Sites & Other Influencers	Media & Information	153 ^[1] visitors/month
	RSW Living Magazine [Sanibel, FL] Online  View Release	United States	Newspaper	Media & Information	152 ^[1] visitors/month

	West Jordan Journal Online  View Release	United States	Newspaper	Media & Information	151 ^[1] visitors/month
	areaLosAngeles Online  View Release	United States	Online News Sites & Other Influencers	Multicultural & Demographic	144 ^[1] visitors/month
	Fayetteville Connect Online  View Release	United States	Newspaper	Media & Information	130 ^[1] visitors/month
	Grit Daily Online  View Release	United States	Newspaper	General	128 ^[1] visitors/month
	Holliston Town News Online  View Release	United States	Newspaper	Media & Information	112 ^[1] visitors/month
	Style Magazine Online  View Release	United States	Newspaper	Media & Information	111 ^[1] visitors/month
	Herriman Journal Online  View Release	United States	Newspaper	Media & Information	110 ^[1] visitors/month
	The Chillicothe Hometown Voice Online  View Release	United States	Newspaper	Media & Information	109 ^[1] visitors/month
	Times of the Islands Online  View Release	United States	Newspaper	Media & Information	104 ^[1] visitors/month
	Hopedale Town News Online  View Release	United States	Newspaper	Media & Information	103 ^[1] visitors/month
	Gulf & Main Magazine Online  View Release	United States	Newspaper	Media & Information	103 ^[1] visitors/month
	Sandy Journal Online  View Release	United States	Newspaper	Media & Information	90 ^[1] visitors/month
	MB News Online  View Release	United States	Newspaper	Media & Information	89 ^[1] visitors/month
	The Pioneer Online  View Release	United States	Newspaper	Media & Information	70 ^[1] visitors/month
	Legal Magazine Online  View Release	United States	Online News Sites & Other Influencers	Legal	67 ^[1] visitors/month

	Millcreek Journal Online  View Release	United States	Newspaper	Media & Information	65 ^[1] visitors/month
	Toti.com Online  View Release	United States	Newspaper	Media & Information	63 ^[1] visitors/month
	American Talk Online  View Release	United States	Online News Sites & Other Influencers	General	60 ^[1] visitors/month
	Taylorville Journal Online  View Release	United States	Newspaper	Media & Information	58 ^[1] visitors/month
	Sugar House Journal Online  View Release	United States	Newspaper	Media & Information	58 ^[1] visitors/month
	SuperLatina TV Online  View Release	United States	Blog	Multicultural & Demographic	Not Available
	South Salt Lake Journal Online  View Release	United States	Newspaper	Media & Information	Not Available
	Parish News [New Orleans, LA] Online  View Release	United States	Newspaper	Media & Information	Not Available
	FACE Magazine Online  View Release	United States	Newspaper	Media & Information	Not Available
	Draper Journal Online  View Release	United States	Newspaper	Media & Information	Not Available
	Connect Iredell Online  View Release	United States	Newspaper	Media & Information	Not Available
	Bonita & Estero Magazine Online  View Release	United States	Newspaper	Media & Information	Not Available
	WZSP-FM 105.3 La Zeta [Nocatee, FL] Online  View Release	United States	Broadcast Media	Multicultural & Demographic	Not Available
	Revista MUJERES Internacional Online  View Release	United States	Magazine	Multicultural & Demographic	Not Available

*Data sources: [1]  similarweb [2] Alexa, [3] siteworthtraffic.com [4] Cision Digital Reach

*The data cited here by SimilarWeb represents site traffic data of worldwide unique visitors on desktop and mobile devices. Data is updated monthly.

Traffic

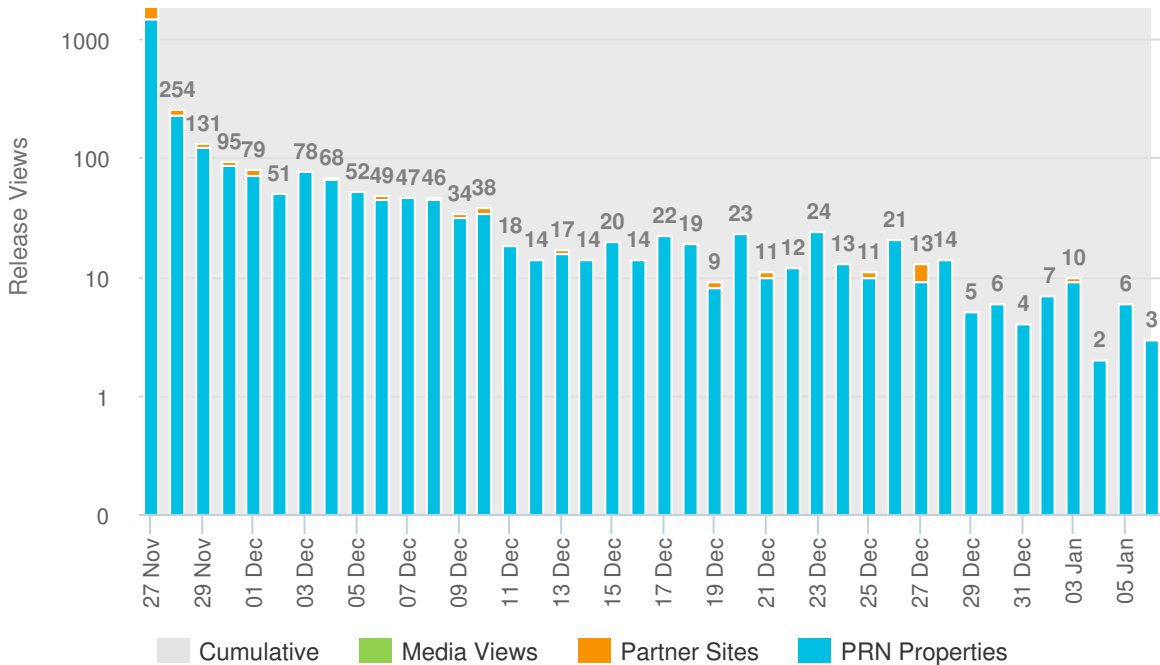
Overview

RELEASE VIEWS & HITS	4.3K	MULTIMEDIA	0
Release Views	3.7K		
Media Views	142		
Public Views	3.6K		
Partner Sites	667		
PR Newswire Properties	2.9K		
Release Web Crawler Hits	535		

Release Views

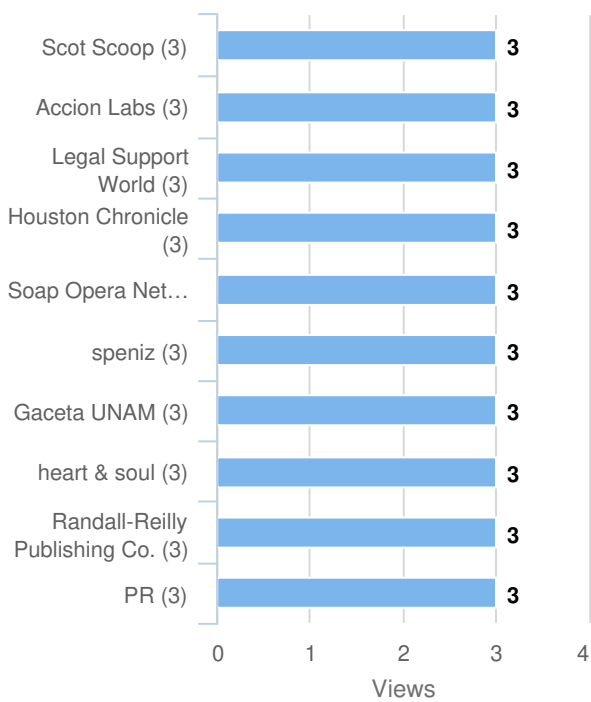
Release Views Over Time





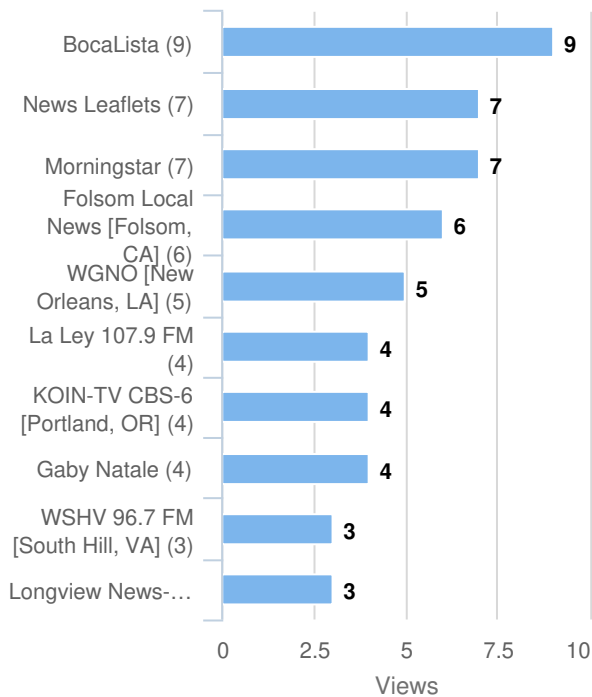
Media Views on PR Newswire for Journalists

Top 10 Outlets



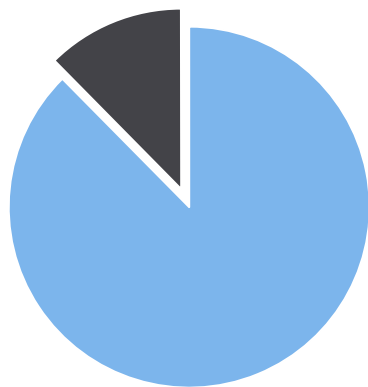
Views on Partner Sites

Top 10 Sites



Traffic to PR Newswire Properties

Type of Views



■ Desktop Views
■ Mobile/Tablet Views

Views

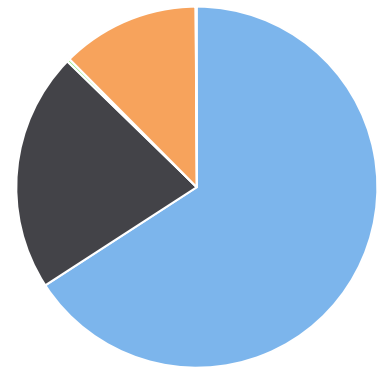
Type	Views
Desktop Views	2,561
Mobile/Tablet Views	362
Total Views on PR Newswire Properties	2,923

External Traffic Sources

Understand how viewers found your release.

Source Type	Source	Instances
Direct		1,925
Direct	Direct	1,925
∨ Search Engine (3)		626
Total		2,923

Source Type	Source	Instances
Search Engine	Google	620
Search Engine	Bing	5
Search Engine	DuckDuckGo	1
∨ Social Media (1)		8
Social Media	X	8
∨ PR Newswire Properties (1)		361
PR Newswire Properties	prnewswire.com	361
∨ Other Sites (3)		3
Other Sites	cura.preqin.com	1
Other Sites	links.streem.com.au	1
Other Sites	live5news-com.cdn.ampproject.org	1
Total		2,923



Audience

Overview

VIEWS FROM IDENTIFIED AUDIENCES
142

AP & INFLUENCER LIST RECIPIENTS
2.3K

Media Views	142
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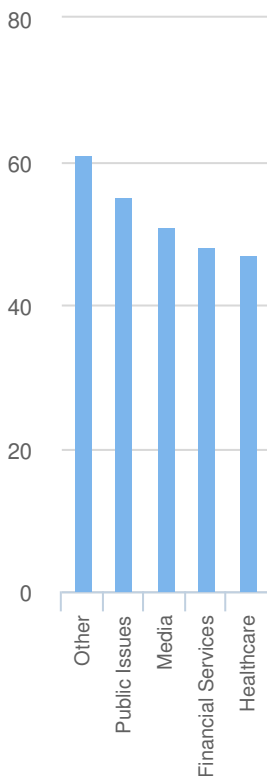
Wire Distribution / AP Outlets	900
Targeted Influencers	1.4K

Audience Summary

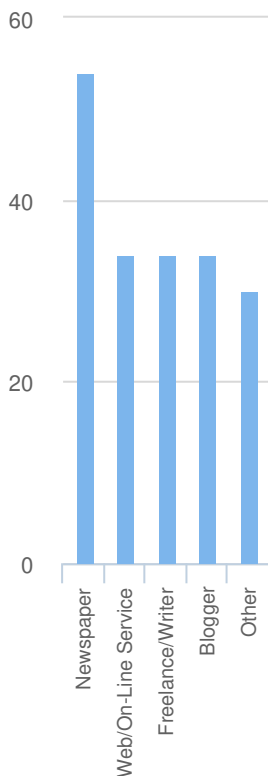
Media Demographics

A break down of the industries covered, the media types and the locations of the journalists & bloggers accessing your releases on PR Newswire for Journalists.

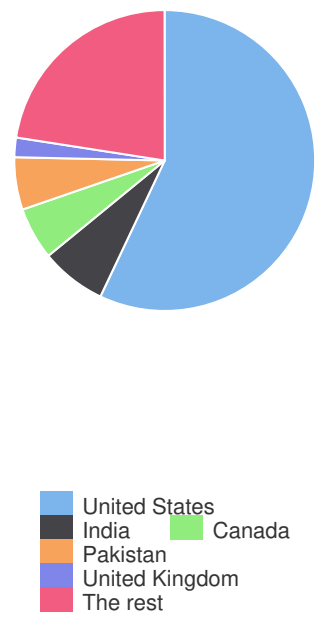
Top Industries



Top Media Types



Top Locations

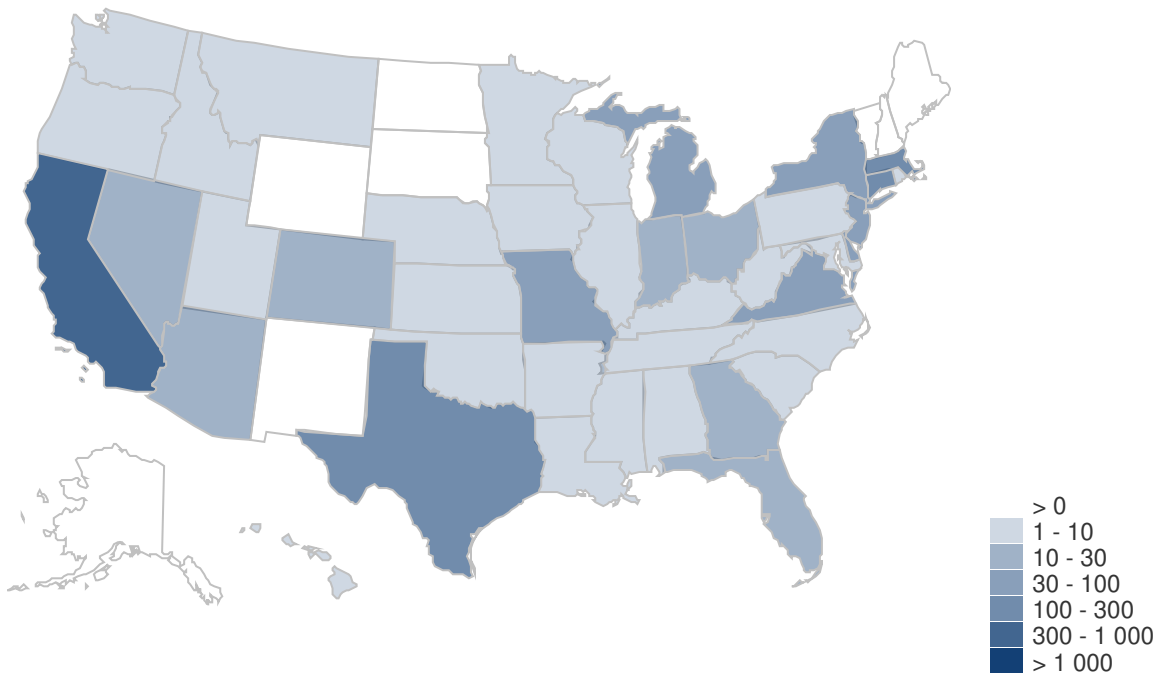
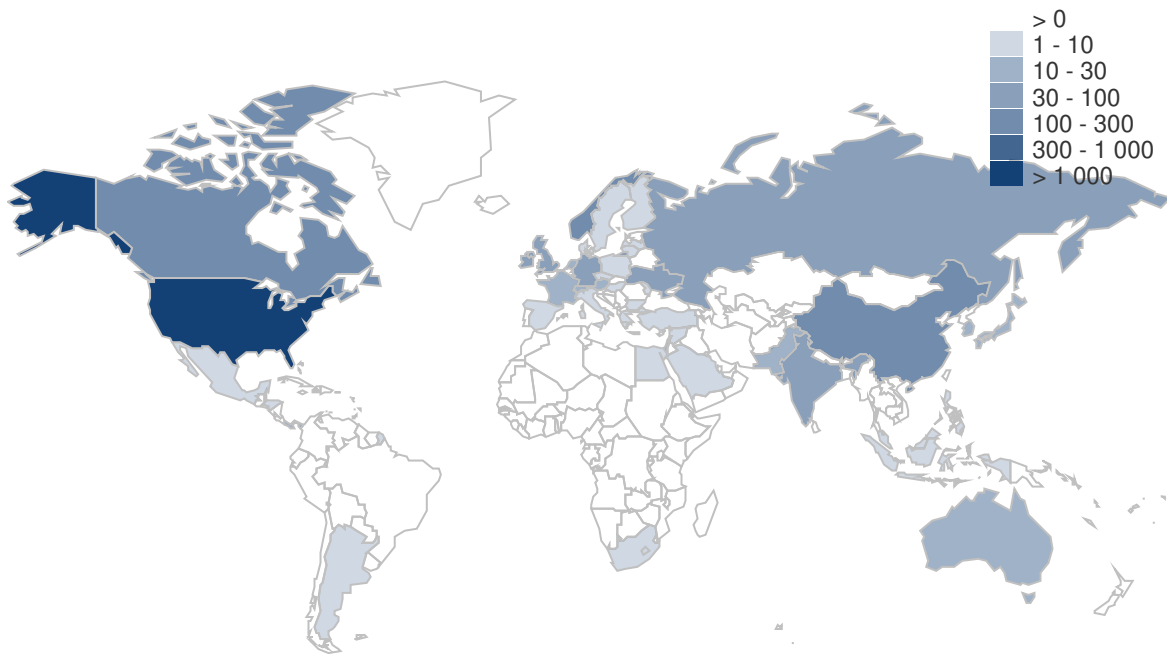


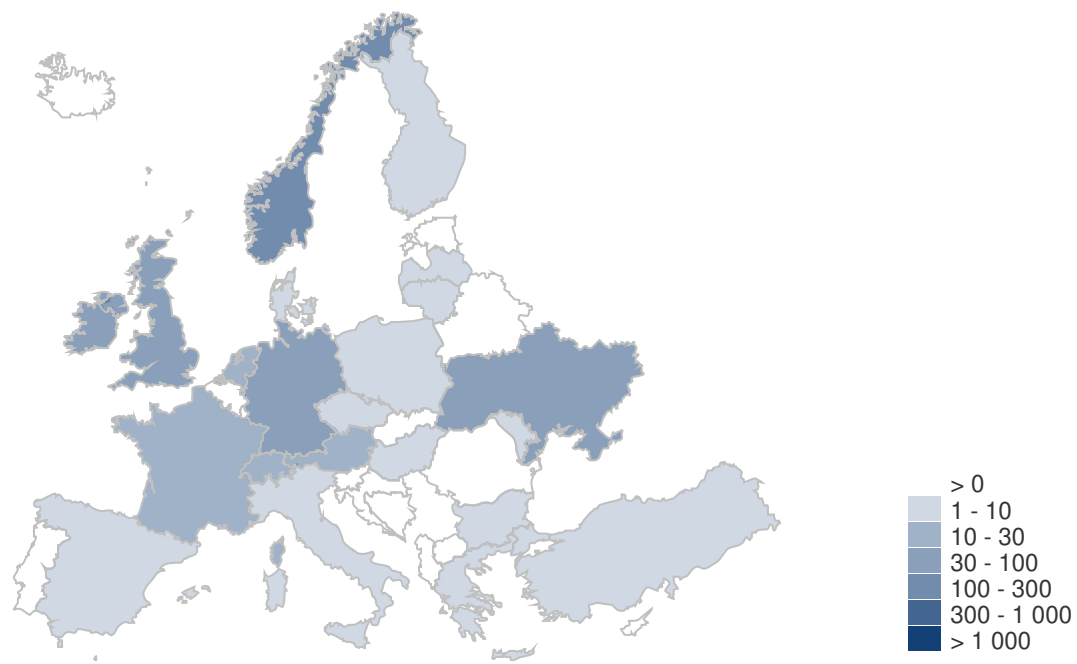
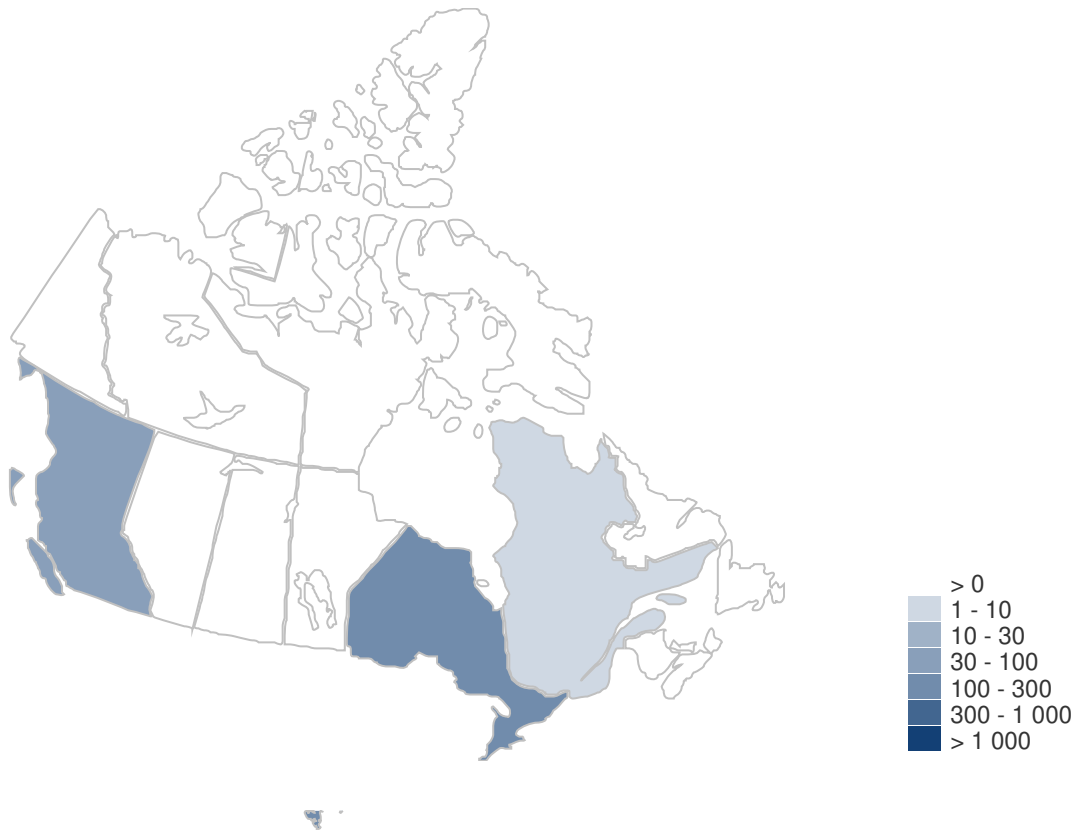
Geo-segmentation

See where views of your release originated. Hover over map to see totals by location.

Select a region:

World View







Audience Details

Media Views

See the details of each media outlet from PR Newswire for Journalists that viewed your release.

Outlet	Industry	Source Type	Location	Views ▼
Scot Scoop	Features	Newspaper	United States	3
Total				142

Accion Labs	Broadcast, Entertainment, Environment	Radio	Greece	3
Legal Support World	Other	Blogger, Freelance/Writer	United States	3
Houston Chronicle	Features	Newspaper	United States	3
Soap Opera Network / ErrolLewis.com	Broadcast, Entertainment, Features, Media, Technology, Travel	Blogger, Freelance/Writer, Other, Television	United States	3
speniz	Auto	Blogger	United States	3
Gaceta UNAM	Environment, Features, Healthcare, Media, Public Issues, Sports, Travel	Newspaper, Web/On-Line Service	Mexico	3
heart & soul	Entertainment, Healthcare, Travel	Consumer Periodicals, Radio, Web/On-Line Service	United States	3
Randall-Reilly Publishing Co.	Transportation	Trade Periodicals	United States	3
PR	Technology	Other	Malaysia	3
News Aktuell	Other	Wire Service	Switzerland	3
Okinawa Marine	Broadcast, Environment, Features, Financial Services, Media, Public Issues, Technology, Transportation, Travel	Freelance/Writer, Newspaper, Web/On-Line Service, Wire Service	Japan	3
Newsweek	Auto, Consumer Products, Energy, Financial Services, General Business, Healthcare, Heavy Industry, Sports, Technology, Transportation, Travel	Web/On-Line Service	United States	3
New York 1 News	Other	Television	United States	3
Nawae Pakistan	Public Issues	Web/On-Line Service	Pakistan	3
MT Newswires	Auto, Broadcast, Consumer Products, Energy, Entertainment, Environment, Features, Financial Services, General Business, Healthcare, Heavy Industry, Media, Other, Public Issues, Sports, Technology, Transportation, Travel	Wire Service	Philippines	3
NameSilo.com / SAW.com	Financial Services, Media, Other, Public Issues, Technology	Blogger, Freelance/Writer, Web/On-Line Service	United States	3
Next Dimension Story	Other	Other	United Kingdom	3
Freelancer	Entertainment, Features, Healthcare	Freelance/Writer, Newspaper	United States	3
Cision	Academe, Auto, Broadcast, Consumer Products, Energy, Entertainment, Environment, Features, Financial Services, General Business, Healthcare, Heavy Industry, Media, Multicultural, Other, Public Issues, Sports, Technology, Transportation, Travel	Blogger, Newspaper, Television	India	3
cision	Auto	Blogger	United States	3
Total				142

Cision (PR Newswire)	Auto, Broadcast, Consumer Products, Energy, Entertainment, Environment, Features, Financial Services, General Business, Healthcare, Heavy Industry, Media, Other, Public Issues, Sports, Technology, Transportation, Travel	Blogger, Consumer Periodicals, Freelance/Writer, Newspaper, Other, Radio, Television, Trade Periodicals, Web/On-Line Service, Wire Service	United States	3
CHANTELLEW	Financial Services, General Business, Public Issues	Blogger	Monaco	3
CBC	Auto, Broadcast, Consumer Products, Energy, Entertainment, Environment, Features, Financial Services, General Business, Healthcare, Heavy Industry, Media, Other, Public Issues, Sports, Technology, Transportation, Travel	Radio	Canada	3
Young Voices	Consumer Products, Healthcare, Public Issues	Newspaper	United States	3
AM Best	Financial Services	Trade Periodicals	United States	3
AtmosEsp	Entertainment, Media	Other	United States	3
ForkLog	Media, Technology	Freelance/Writer, Newspaper	Russia	3
Times of News 24x7	Healthcare	Blogger, Other, Web/On-Line Service	India	3
Economic Review	Auto, Energy, Features, Financial Services, Media, Public Issues, Sports	Freelance/Writer, Newspaper, Trade Periodicals	Pakistan	3
STEWAWEL News & Information	Auto, Broadcast, Consumer Products, Energy, Entertainment, Environment, Features, Financial Services, General Business, Healthcare, Heavy Industry, Media, Other, Public Issues, Sports, Technology, Transportation, Travel	Radio, Television, Web/On-Line Service, Wire Service	United States	3
Target Aid	Other	Other	Sweden	3
Delion	Environment, Financial Services, General Business, Other, Technology	Blogger, Newspaper	Canada	3
Daily News	Other	Other	South Africa	3
The huntington news	Public Issues	Newspaper	United States	3
Sing Tao Daily Toronto Edition 多伦多星岛	Other	Newspaper	Canada	2
WSAZ	Financial Services	Television	United States	2
Record Gazette	Entertainment, General Business, Media, Public Issues	Newspaper	United States	2
KrazzyMag	Auto, Entertainment, Financial Services, Healthcare, Media, Sports, Technology, Travel	Blogger, Other, Web/On-Line Service	India	2
Design World	Technology	Freelance/Writer, Trade Periodicals	United States	2
Feather River Bulletin	Other	Newspaper	United States	2
Total				142

DC News Now	Auto, Broadcast, Consumer Products, Energy, Entertainment, Environment, Features, Financial Services, General Business, Healthcare, Heavy Industry, Media, Other, Public Issues, Sports, Technology, Transportation, Travel	Television	United States	2
Daily evening Newspaper	Public Issues	Newspaper	Pakistan	2
Adams Editorial Services	Consumer Products, Environment, Healthcare, Heavy Industry, Other, Technology	Freelance/Writer, Trade Periodicals	United States	2
Al Khair Charity Group	Broadcast, Consumer Products, Entertainment, Environment, Features, Financial Services, Healthcare, Media, Other, Public Issues	Blogger, Freelance/Writer, Other, Web/On-Line Service	Syria	2
NewsRx	Auto, Broadcast, Consumer Products, Energy, Entertainment, Environment, Features, Financial Services, General Business, Healthcare, Heavy Industry, Media, Other, Public Issues, Sports, Technology, Transportation, Travel	Web/On-Line Service	United States	2
Freelancer	Other	Trade Periodicals	United States	2
Los Angeles Daily Journal/Southern California News Group	Broadcast, Entertainment, Healthcare, Other, Public Issues, Transportation, Travel	Freelance/Writer, Newspaper, Other	United States	2
Minneapolis Star Tribune	General Business, Public Issues	Newspaper	United States	2
hispanic pr blog	Media	Freelance/Writer	United States	2
Latin Times	Other	Newspaper	United States	2
Kingsport Times-New	Other	Newspaper	United States	2
KnowTheBuzz	Auto, Broadcast, Consumer Products, Energy, Entertainment, Environment, Features, Financial Services, General Business, Healthcare, Heavy Industry, Media, Other, Public Issues, Sports, Technology, Transportation, Travel	Newspaper	India	2
Voice of America	Media	Web/On-Line Service	United States	1
Total				142

Targeted Audience

The lists below represent categories of targeted audiences you selected for your release.

Cision Influencer Lists

Human Interest (English) (144 organizations, 193 recipients)

Organization	Number of recipients
Freelancer	12
Fusion	8

Organization	Number of recipients
El Observador	5
NBC News Latino	5
The Associated Press	4
Dos Mundos	3
LATINA Style	3
PlanetM	3
Al día en América	2
¡Que Onda! Magazine	2

Human Interest (Spanish) (650 organizations, 1,500 recipients)

Organization	Number of recipients
Freelancer	100
Univisión Network	63
Univisión 34 Los Ángeles	24
Telemundo 51	23
CNN en Español	19
KRCA Ch. 62 Estrella TV	18
Telemundo 47	16
Telemundo 52	16
Univisión 23 Dallas	16
Telemundo Network	15

Associated Press Outlets

PR Newswire's wire newlines include targeted distribution to the Associated Press, an essential global news network that delivers content to an extensive set of media platforms and formats. The list below represents the outlets you reach via this partnership.

Outlet Name	City	State	Location	Type	Audience
C-SPAN	Washington	DC	US	Television	86,200,000 Subscribers
Scribd, Inc.	San Francisco	CA	US	Aggregator	43,531,670 Visitors per Month
FoxNews.com	New York	NY	US	Online	32,516,438 Visitors per Month
CBS News Radio	New York	NY	US	Radio	30,000,000 Broadcast Audience
New York Times Digital	New York	NY	US	Newspaper	29,886,442 Visitors per Month
Apple Inc.	Cupertino	CA	US	Organization/Company	29,709,459 Visitors per Month

Outlet Name	City	State	Location	Type	Audience
CNBC.com	Englewood Cliffs	NJ	US	Online	26,089,260 Visitors per Month
CBSnews.com	New York	NY	US	Online	26,080,671 Visitors per Month
abcnews.com	New York	NY	US	Online	24,167,779 Visitors per Month
U.S. News & World Report	Washington	DC	US	Magazine	23,945,529 Visitors per Month

Engagement

Overview

TOTAL ENGAGEMENT ACTIONS

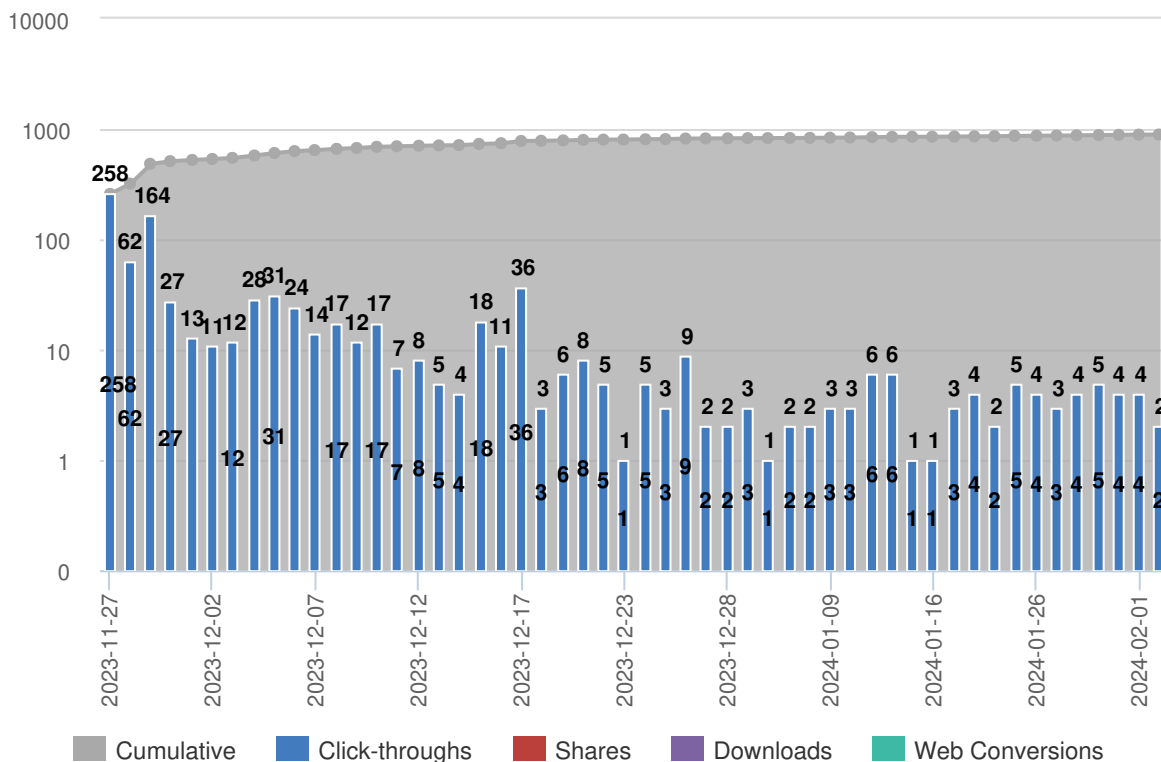
891

Click-throughs

891

Engagement Timeline

See when your audience engaged with your release.



Engagement Details

A break down of click-throughs, shares and other engagement actions.

Click-throughs

The number of times your releases sent visitors to the pages you linked to.

URL	Click-throughs
https://www.goodbellysettlement.com/?utm_source=PRN&utm_medium=OptOut&utm_campaign=NextFoods	288
Total	891

URL	Click-throughs
https://www.goodbellysettlement.com/?utm_source=PRN	182
https://www.goodbellysettlement.com/?utm_source=PRN&utm_medium=Make_A_Claim&utm_campaign=NextFoods	97
https://www.goodbellysettlement.com/?utm_source=PRN&utm_medium=Intro&utm_campaign=NextFoods	95
https://www.goodbellysettlement.com/?utm_source=PRN&utm_medium=WhosIncluded&utm_campaign=NextFoods	49
https://www.goodbellysettlement.com/?utm_source=PRN&utm_medium=MoreInfo&utm_campaign=NextFoods	30
https://www.goodbellysettlement.com/?utm_source=PRN&utm_medium=Object&utm_campaign=NextFoods	26
https://www.goodbellysettlement.com/?utm_source=PRN&utm_medium=SettlementHearing&utm_campaign=NextFoods	25
https://www.goodbellysettlement.com/?utm_source=PRN_Spa&utm_medium=Intro&utm_campaign=NextFoods	16
https://www.goodbellysettlement.com/?utm_source=PRN_Spa&utm_medium=WhosIncluded&utm_campaign=NextFoods	15
https://www.goodbellysettlement.com/?utm_source=PRN_Spa&utm_medium=Object&utm_campaign=NextFoods	14
https://www.goodbellysettlement.com/?utm_source=PRN_Spa&utm_medium=SettlementHearing&utm_campaign=NextFoods	14
https://www.goodbellysettlement.com/?utm_source=PRN_Spa&utm_medium=Make_A_Claim&utm_campaign=NextFoods	14
https://www.goodbellysettlement.com/?utm_source=PRN_Spa&utm_medium=OptOut&utm_campaign=NextFoods	13
https://www.goodbellysettlement.com/?utm_source=PRN_Spa&utm_medium=MoreInfo&utm_campaign=NextFoods	13
Total	891

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Exhibit E: California Consumer Legal Remedies Act ("CLRA")

Police make arrest in shooting in Vermont

Officials probing incident as a possible hate crime

Cybele Mayes-Osterman and Zachary Schermele
USA TODAY

Kinnan Abdalhamid grew up in the West Bank before his arrival in the U.S. His family feared for his safety there. The 20-year-old and two of his friends, Hisham Awartani and Tahseen Aliahmad, both also 20, were shot on Saturday in a Burlington, Vermont, neighborhood.

Jason Eaton, 48, is accused of shooting and injuring the three young men of Palestinian descent. He was arrested on Sunday and will remain behind bars as authorities investigate whether it was a hate crime.

"Kinnan grew up in the West Bank and we always thought that that could be more of a risk in terms of safety and sending him here would be the right decision," his uncle Radi Tamimi said during a news conference on Monday. "We feel somehow betrayed in that decision here."

Eaton was arrested by investigators from the Bureau of Alcohol, Tobacco, Firearms and Explosives after they encountered him during a canvass of the shooting location in Burlington, according to a police news release. He pleaded not guilty to three attempted second-degree murder charges during a court appearance Monday morning.

Awartani goes to Brown University in Rhode Island while Abdalhamid attends Haverford College student in Pennsylvania. Aliahmad is a student at Connecticut's Trinity College. The three were shot at around 6:25 p.m. on Saturday while visiting one victim's family on Prospect Street near the University of Vermont campus for a Thanksgiving get-together.

Awartani suffered serious injuries, while the other two victims are in stable condition, police said.

Police have said they are investigating to determine whether the crime was motivated by race.

Abdalhamid told police he is a Palestinian American and Palestinian advocate. He said he traveled to Washington,

D.C., to attend a recent march in support of Palestinians, where he appeared on CBS News, according to an arrest affidavit for Eaton.

Rich Price, Awartani's uncle, said he has been with his nephew and friends constantly since Saturday.

"I'm blown away by their resilience, by their good humor in the face of these difficult times," Price said.

Eaton appeared in court through a webcam and stared into the camera as he stated his name. Eaton is being represented by a public defender.

The Vermont Office of the Defender General declined to comment when reached by USA TODAY on Monday morning.

Evidence collected during a search of Eaton's apartment near the shooting, along with interviews and neighborhood canvass, led police to believe Eaton was the shooter.

"This person, we have full probable cause to believe, committed this horrible, horrible crime," Burlington Police Chief Jon Murad said at a news conference on Monday.

The Ramallah Friends School in the West Bank identified the three victims as school alumni, according to a Facebook post.

"I believe the families fear that this was motivated by hate, that these boys, these young men were targeted because they were Arabs, that they were wearing keffiyehs. I think that is our fear," Price said.

Tamimi said: "It's hard to imagine in this time and everything that's happening that it was just a random act. It doesn't feel that way, but we are absolutely willing to wait to find out and let due process take its course."

What happened in the shooting?

A white male with a gray beard approached the trio while walking down the street and discharged at least four rounds at them without speaking, according to the arrest affidavit for Eaton. One bullet lodged in a victim's spine and another in a second victim's chest, according to an affidavit. After the attack, the suspect fled on foot.

A witness told police he heard at least four gunshots and found the victims



Police arrested a suspect in connection with the shooting of three 20-year-old Palestinian students in Burlington, Vermont. PROVIDED BY INSTITUTE FOR MIDDLE EAST UNDERS

outside. He heard someone enter the common area of his apartment building and climb the stairs, according to court documents.

"I've been waiting for you," Eaton told authorities after they arrived at his home, according to the affidavit. He then asked for an attorney.

A search of Eaton's residence turned up a firearm.

"He appeared very nervous," Murad said during the news conference. "He was shaking."

'Hate-motivated crime'

The victims wore keffiyahs, traditional Palestinian neck scarves, and were speaking Arabic at the time of the attack, leading authorities to investigate it as a possible hate crime. Two of the victims are U.S. citizens and one is a legal resident, police said.

"These are three life felonies," said Chittenden County State Attorney Sarah George. "And although we do not yet have evidence to support a hate crime enhancement, I do want to be clear that there is no question this was a hateful act."

Burlington police have not yet identified a motive. If the shooting is identified as a hate crime, they will involve federal agencies to continue the investigation, Murad previously said.

Police believe Eaton came to the Burlington area recently from Syracuse, New York, according to Murad.

"In this charged moment, no one can look at this incident and not suspect that it may have been a hate-motivated crime," Murad said on Sunday. "The fact is that we don't yet know as much as we want to right now. But I urge the public to avoid making conclusions based on statements from uninvolved parties who know even less."

During Monday's news conference, Murad said computers at Eaton's home will be examined to determine whether the attack was motivated by hate.

"There have been things that people have left, social media ghosts and things online that have given us the opportunity to impute motive," Murad said.

The FBI based in Albany, New York, said it is awaiting evidence that the shooting was a hate crime to begin its investigation.

President Joe Biden is receiving updates about the ongoing investigation, White House press secretary Karine Jean-Pierre said during a briefing on Monday.

Biden and first lady Jill Biden were "horrified" to learn about the shooting, Jean-Pierre said.

Call for hate crime investigation

In a statement released on Sunday, the American-Arab Anti-Discrimination Committee said after reviewing initial reports it had "reason to believe this shooting occurred because the victims are Arab." The organization called on the FBI, Justice Department, and local authorities in Vermont to investigate the shooting as a hate crime.

"Given the information collected and provided, it is clear that the hate was a motivating factor in this shooting, and we call on law enforcement to investigate it as such," The committee's National Executive Director Abed Ayoub said. "The surge in anti-Arab and anti-Palestinian sentiment we are experiencing is unprecedented, and this is another example of that hate turning violent."

Contributing: Associated Press; Joey Garrison, USA TODAY.

LEGAL NOTICE

If You Purchased any Flavor of GoodBelly Probiotic JuiceDrink Sold in a 1 Quart (32oz.) Container Between August 13, 2017 and November 27, 2023, You May Be Affected by a Proposed Class Action Settlement.

The United States District Court has authorized this notice. This is not a solicitation from a lawyer.

A proposed settlement has been reached against NextFoods, Inc. ("NextFoods") in an action alleging that certain "health and wellness" representations on GoodBelly Probiotic JuiceDrink products were misleading in light of the drinks' sugar content. The case is known as *Andrade-Heymsfield v. NextFoods, Inc.*, No. 21-cv-1446-BTM-MSB (S.D. Cal.). NextFoods denies the allegations and denies that its product labeling was misleading or unlawful.

This is only a summary of the key settlement terms. A full copy of the Settlement Agreement and Class Notice is available at www.GoodBellySettlement.com, or by calling 1-844-527-6610.

Who's Included? The Settlement Class includes all persons in the United States who, between August 13, 2017 and November 27, 2023 (the "Class Period"), purchased in the United States, for household use and not for resale or distribution, any flavor of GoodBelly Probiotic JuiceDrink sold in a 1 Quart (32oz.) container. See the Settlement Website, www.GoodBellySettlement.com, for the specific products included in the Settlement.

What Does The Settlement Provide? The proposed settlement will provide the Class with \$1,250,000 in monetary benefits (the "Settlement Fund"); and with injunctive relief in the form of labeling changes.

Who Can Receive a Payment? Class Members who timely submit a valid approved claim are entitled to compensation. Each timely, valid claimant will receive a payment based on the type and estimated amount of Class Products purchased during the Class Period. The amount of the Cash Award any individual receives will depend on both the number of claims made, and each claimant's purchase history.

Claim Forms and more information about the claims process are available on the Settlement Website, www.GoodBellySettlement.com. **The deadline for submitting a claim is January 29, 2024.**

What Are Class Members' Other Options? Class Members may opt out of this Settlement. A Class Member who opts out will retain rights to sue NextFoods separately, but will not be eligible to receive any compensation under the Settlement. To opt out, a Class Member must submit an Opt-Out Form on the Settlement Website, www.GoodBellySettlement.com. Alternatively, Opt-Out Forms can be downloaded, filled out, and mailed to the Class Administrator at: GoodBelly Settlement Administrator, P.O. Box 108, Baton Rouge, LA 70821. **Opt-Out Forms must be submitted online or postmarked on or before January 29, 2024.**

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FSU women yet to give up a goal in Cup

Jack Williams

Tallahassee Democrat | USA TODAY Network

CARY, N.C. – No, Florida State's printer is not broken.

The five blank sheets from the Seminole soccer NCAA Tournament games, including their 2-0 win over Clemson in the College Cup semifinals Friday, are no errors.

Over 450 minutes of play since early November, the FSU defense has not allowed a goal and stayed consistent through five rounds of NCAA Tournament play.

In front of 10,953 fans against Clemson, even when it was being outshot for the majority of the game, the back line continued to dominate.

"Honestly it's just communication and trusting each other," goalkeeper Cristina Roque said.

"It takes the whole team and it has to go through everyone to get to me. Trusting them and trusting me that I'll be there when I need to be. I'm so proud of them 'cause this game can be a hard game sometimes."

The Seminoles will play Stanford in the national championship game at 6 p.m. ET Monday (ESPNU).

Stanford blanked BYU 2-0 in Friday's second semifinal.

The Cardinal have won two of the past six national titles, most recently in 2019. FSU is a three-time national champion (2014, 2018, 2021), also winning two of the last six crowns.

"We're excited about the challenge," Stanford coach Paul Ratcliffe said.

"It's why you go to Stanford – you want to be at the highest level. It's a dream come true to be in the final. So we're excited for the opportunity and we're gonna go for it."

The title game expects to be a defensive tussle.

Stanford (20-0-4) has posted 14 shutouts this year, punctuated by five shutouts in its past six matches. It has not allowed more than two goals in a match this season.

The Cardinal lead the all-time series against the Seminoles 3-2.

FSU, however, blanked Stanford 2-0 in the pair's last meeting in 2018 in the national semifinals. The Seminoles



Florida State and goalie Cristina Roque play Stanford for the Women's College Cup championship after defeating Clemson 2-0. ALICIA DEVINE/TALLAHASSEE DEMOCRAT

then beat North Carolina 1-0 for the program's second national title.

"In order to be the best you have to beat the best, and that's our goal," said fifth-year Stanford defender Kennedy Wesley, who appeared in a program-record 103rd career match Friday.

Setting records

Florida State is the first team since Penn State in 2015 to not allow a goal in

the NCAA Tournament leading up to the College Cup championship game. That year the Nittany Lions went on to win the College Cup, outscoring their opponents 20-0.

This year, FSU has followed a similar pattern, outscoring its opponents 16-0. FSU head coach Brian Pensky went even further and said that the Seminoles had allowed only four goals over the past 14 games.

That lone goal came in the ACC

championship game against Clemson off a corner kick.

"It's a big deal. I didn't know the 2015 stat, but I know that we're the only team in this group that hadn't conceded a goal in the tournament," Pensky said. "I haven't said this stat to our team, but that's now 14 games we've given up one goal in our play."

"That's an impressive stat right there. We gave up a corner kick, gave up a PK and gave up a free kick. I think our back line and goalkeeping deserves a little bit of recognition."

In having a strong defense, FSU has made sure that its front-line offense is "relentless" on opposing back lines. That effort was highlighted by freshman Jordynn Dudley's 13th goal of the year to give the Seminoles a 2-0 lead and eventually the victory.

Dudley has been dealing with aggressive defending all season, which has included hair pulling according to Pensky, but her attack has allowed her to fight through all of it and finish.

"Any good attacking player, especially an attacking nine, you want them to be a menace," Pensky said. "They're going to get defended well at times, pushed, shoved, but those who keep coming back are the ones who mentally and physically wear on defenders."

"You can play this game a lot of different ways and we like to wear back lines down with our relentless attack."

Preparing for anyone

The second semifinal game between Stanford and BYU was constantly interrupting FSU's press conference.

Stanford scored two early goals and held on to beat the Cougars.

While the Cougars were down, Pensky did note that BYU did come back from 3-0 down to defeat UNC 4-3 a week ago.

"Obviously, we all saw last Friday night at BYU," Pensky said.

"3-0 and all of the sudden it's 4-3. There's a lot of time left to play and BYU has a real prolific attack. At the same time, their challenge is steep because Stanford has given up just 10 goals all season. To win the game, they have to score 20% of that total all season."

Swim gold medalist gets probation in Jan. 6 case

Tom Schad

USA TODAY

WASHINGTON – Former U.S. swimmer and Olympic gold medalist Klete Keller was sentenced to 36 months of probation Friday, avoiding jail time for his participation in the riot at the U.S. Capitol on Jan. 6, 2021. The sentence includes six months of home confinement and 360 hours of community service.

A three-time Olympian who won five medals, Keller is among the most high-profile people to be sentenced in connection with the insurrection, which has resulted in more than 1,000 criminal cases. Law enforcement officers were able to identify Keller on security footage thanks at least in part to the blue Team USA jacket that he wore when entering the Capitol.

Keller's attorney, Zachary Deubler, told reporters his client would have no comment as they left the courtroom but "he's very happy."

Under federal sentencing guidelines, Keller was facing up to 21 months in prison. But prosecutors had asked that he be sentenced to just 10 months because of the cooperation and assistance he's provided with other cases after reaching a plea agreement in 2021.

Instead, U.S. District Judge Richard Leon decided against any jail time while requiring only six months of home confinement, during which Keller will be permitted to only travel from home to his place of work or other approved locations. The judge described the case as "one of the most unique" and "maybe the most unique" criminal cases stemming from Jan. 6, explaining he believed Keller could best help society by using his platform to speak publicly about his mistakes and remorse.

"I expect you to succeed," the judge told Keller.

"I will not let you down," the 41-year-old replied.

Keller's sentencing comes more than two years after he agreed to plead guilty to one felony count of obstruction of an official proceeding and pledged to cooperate with authorities, in exchange for the dismissal of six other charges.

In a sentencing memorandum, prosecutors credited Keller for his "genuine



Klete Keller looks at the clock, confirming he won bronze with a time of 3:44.11 in the men's 400-meter freestyle at the 2004 Athens Olympics. EILEEN BLASS/USA TODAY SPORTS

remorse." But they argued he still deserved jail time given the severity of the incident and his initial attempts to obstruct his presence in the riot: He admitted to authorities he threw his Team USA jacket in the trash and smashed his cellphone with a hammer in the days following the insurrection.

"A former Olympian with an opportunity to see up close America's ideals and represent its position in the world, Keller was in a unique position to know better," prosecutors wrote in their sentencing memo.

A freestyle specialist, Keller swam for Team USA at three editions of the Summer Olympics, from 2000 to 2008. He won three individual medals – a silver and bronze at the 2000 Sydney Games, and another bronze in Athens in 2004 – as well as two relay golds. He swam the anchor leg on the 4x200 meter freestyle relay team that won gold in memorable fashion in 2004 – a team that also included Michael Phelps and Ryan Lochte.

After retiring from swimming, Keller dealt with a string of personal hardships. He wrote in a pre-sentencing letter to Leon that he got divorced, lost a job and at one point spent 10 months sleeping in his car while building decks for a construction company. A subsequent child custody fight left him angry and coping with "a profound sense of injustice which I struggled to move past," he added.

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Suspended Green must change his reckless ways



Jeff Zillgitt
Columnist
USA TODAY

If enough wasn't enough when the NBA suspended Draymond Green a month ago – and it should've been – the league reached its breaking point after Green's latest transgression.

One day after Green threw a reckless and dangerous swing with his right arm that connected with Phoenix Suns center Jusuf Nurkic on Tuesday, the NBA suspended Green indefinitely.

"This outcome takes into account Green's repeated history of unsportsmanlike acts. ... He will be required to meet certain league and team conditions before he returns to play," the league said in a news release announcing the punishment.

The league saves indefinite suspensions for its most serious situations: when Gilbert Arenas brought guns into the Washington Wizards locker room in 2010; when Steve Francis kicked a courtside photographer in 2005; when Ron Artest, Stephen Jackson, Jermaine O'Neal and Ben Wallace were involved in the Indiana Pacers-Detroit Pistons brawl in 2004.

Green, 33, has reached that level.

The league determined he is a liability on the court and players are not safe with his conduct. It is a drastic measure the league doesn't take lightly.

The conversation at the league office Wednesday regarding Green's suspension was not centered on the amount of games it would suspend him. What would have been the right amount the day after? The NBA can't have that recklessness on the court.

When the NBA suspended Green for five games on Nov. 15 for "escalating an on-court altercation and forcibly grabbing Minnesota Timberwolves center Rudy Gobert around the neck in an unsportsmanlike and dangerous manner," I wrote it should've been longer. The amount of games was not a deterrent, and the league seemed to acknowledge that the punishment was not meant to change Green's behavior.

Draymond Green was suspended indefinitely for striking the Suns' Jusuf Nurkic in the face during Tuesday night's game.

MARK J. REBILAS/
USA TODAY
SPORTS



Green said at the time, "The consensus amongst all of us is that I'm going to be me no matter what. That's not going to change. But in saying that, there's always a better way that something can be done. So it's figuring out a better way. That's the consensus among all of us."

But with the NBA's decision Wednesday, it is telling Green that he must change and find the better way. It is telling him he needs help. Green has to figure out why he behaves like that and what he can do to change that behavior.

The league was not ready to divulge what kind of league and team conditions must be met for his return, but likely it will entail proving he has taken steps to address and rectify how he plays.

Secondary to Green but also related to him, the Golden State Warriors, perhaps unintentionally, are shutting the door on their dynasty. They went into Thursday at 10-13, in 11th place in the

Western Conference, and Klay Thompson was benched in the fourth quarter of Tuesday's loss because Warriors coach Steve Kerr went with players who were producing. Thompson is a free agent after this season, and it's a possibility he is not on the roster next season.

Green is in the first year of a four-year, \$100 million contract, but this is his fourth suspension in the past nine months and it should've been his fifth suspension in the past two seasons. But remember, the Warriors didn't suspend Green for punching then-teammate Jordan Poole before the start of the 2022-23 season. Golden State had accepted, if not condoned, Green's antics until recently.

The Warriors have a massive \$400 million payroll, including luxury taxes they will pay, and no ownership group wants to pay that kind of money for a team that doesn't make the playoffs. It's been quite a run with champi-

onships in 2015, 2017, 2018 and 2022. That run may be over. The West is deep with young teams on the rise.

That doesn't mean Green's career is over. In the right situation, he is still productive, and this season he is shooting career highs on 3-pointers (42.9%) and free throws (83.3%) and a solid 49% from the field.

Green plays on the edge, and sometimes that involves crossing the line. But there are players who play with an edge and don't cross the line as often as Green. Two-and-a-half weeks ago, I wrote, "Given Green's history, it's hard to believe this is the last time he will serve a suspension."

Who expected the next suspension to come just six games after his last suspension ended?

The NBA made it clear: There are no more lines to cross.

No one with compassion wants to see Green play himself out of the league.

Ohtani has unique \$70M opt-out

Bob Nightengale and Jesse Yomtov
USA TODAY

Shohei Ohtani's record-setting \$700 million contract with the Los Angeles Dodgers allows him to opt out if owner Mark Walter or president of baseball operations Andrew Friedman leave the organization, according to an official with knowledge of the deal.

The person spoke to USA TODAY Sports on the condition of anonymity because the terms were not announced.

The opt-out is another unique part of Ohtani's 10-year contract, the richest in baseball history. The \$700 million deal includes \$680 million in deferred money, meaning the two-way superstar will be paid just \$2 million a year for the next 10 years before getting the rest in installments from 2034 to 2043.

Giving him the opportunity to depart if the organization changes course in the years to come, the opt-out provides Ohtani with security for the length of his deal.

It's believed to be the first time this provision has been included in a player's contract, an MLB executive told USA TODAY Sports.



Shohei Ohtani's record-setting deal includes a unique opt-out.
JAYNE KAMIN-ONCEA/USA TODAY SPORTS

The contract states that "if specific change in Dodger personnel, may opt out of contract at end of season the change occurs."

While this contract clause is new ground for a player, it's been done by managers. Notably, Joe Maddon was allowed to opt out of his deal with the Tampa Bay Rays in 2014 due to Friedman leaving for the Dodgers.

Friedman has been with the Dodgers front office since departing Tampa Bay and the team has made the playoffs every year since, winning the 2020 World Series.

Walter was part of the ownership group that bought the Dodgers franchise in 2012.

GOLF ON TV THIS WEEKEND

PNC Championship

Course: Ritz-Carlton Golf Club in Orlando, Florida. Yardage: 7,106. Par: 72.

Prize money: \$1,085,000. Winner's share: \$200,000.

TV (ET): Saturday, 1-2:30 p.m. (Peacock) and 2:30-6 p.m. (NBC); Sunday, 11:30 a.m.-12:30 p.m. (Peacock), 12:30-1:30 p.m. (Golf), 1:30-4:30 p.m. (NBC)

Tiger Woods plays for the second time in the last three weeks with his son, Charlie. The PGA Tour Champions sanctions the tournament, so Tiger will be able to ride in a cart. ... Vijay and Qass Singh are the defending champions. ... Newcomers to the 36-hole event that began as the Father-Son Challenge include Steve Stricker. He will be playing with his youngest daughter, Izzi, a Wisconsin state high school champion. His other daughter will be caddying. ... To be eligible, players must have won a major or The Players Championship. Their partner must not have status on a

professional tour. ... Woods is playing for the fourth straight year. The best finish was runner-up to John Daly and his son two years ago. ... The two LPGA players in the field are Nelly Korda playing with her father, former Australian Open tennis champion Petr Korda; and Annika Sorenstam, playing with her son, Will.

PGA Tour Q-School

Courses in Ponte Vedra Beach, Florida: TPC Sawgrass (Dye's Valley). Yardage: 6,850. Par: 70. Sawgrass Country Club. Yardage: 7,054. Par: 70.

Prize money: \$510,000. Winner's share: \$50,000.

TV (ET): Saturday, 2:30-4:30 p.m. (Golf); Sunday, 1:30-4:30 p.m. (Golf)

This is the first time the PGA Tour has held a Q-school since 2012. Previously, the only path was through the Korn Ferry Tour. The top five and ties earn their cards.

— Associated Press

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When Cowboys hit the trails, game days not so happy



Jarrett Bell
Columnist
USA TODAY

So, the Dallas Cowboys are a playoff team, right?

It's official now. The much-anticipated NFC playoff berth was clinched on Sunday, thanks to another loss by the lowly Atlanta Falcons. Dallas is in.

But the devil is undeniably in the details.

It was just like the Cowboys (10-4) to mark their fresh postseason status by getting blasted 31-10 by the Buffalo Bills.

See, the Cowboys have had this Dr. Jekyll and Mr. Hyde thing going pretty much all season. They are one team at Jerry World down in Texas, a perfect 7-0. Away from home (3-4), it's a grossly different character that looks nothing like Dr. Jekyll. On Sunday they happened to be playing in Orchard Park, New York.

How fitting. When the NFC playoffs arrive in January, chances are pretty strong that the Cowboys will have to win at least two and maybe three games on the road in order to reach Super Bowl 58.

And maybe Sunday provided a rather ominous playoff preview for Dallas.

It was so ugly. Bills running back James Cook shredded the Cowboys defense in rushing 25 times for 179 yards, with two touchdowns. Dak Prescott looked nothing like the MVP candidate he became in passing for a season-low 134 yards and zero TDs, with a pathetic 57.7 passer rating.

Sure, the NFL offers week-to-week progress reports as part of the allure.

Yet losing again wasn't the big problem for the Cowboys, who had their five-game winning streak snapped. It was the manner in which they were annihilated. No punch, no fight, no way. What a contrast from a week earlier, when they destroyed the Philadelphia Eagles 33-13 at AT&T Stadium.

Away from home, the Cowboys can't be trusted to be anybody's Super Bowl contender. Talk about a split personality.

"It's a huge difference," Prescott, who didn't produce a touchdown for the first



The Cowboys and quarterback Dak Prescott are 3-4 this season when playing on the road, the latest loss Sunday to the Bills at Highmark Stadium in Orchard Park, New York. MARK KONEZNY/USA TODAY SPORTS

time since a Week 1 blowout in which he was barely needed, said during his post-game news conference. "And really, that's what the next week of preparation and obviously the next couple of weeks are about, is figuring out what the difference is and trying to close that gap."

Next up is another road game against a formidable opponent, the AFC East-leading Miami Dolphins, who are trying to nail down a division crown while chasing the top seed in the conference.

On Sunday, the Cowboys had no answers as the Bills rushed for 266 yards. It was such a physical domination that centerpiece Bills quarterback Josh Allen attempted just 15 passes and finished with a season-low 94 passing yards.

Granted, the Bills (8-6) were desperate, playing to climb closer to a playoff slot in the ultra-competitive AFC after entering the season as a projected Super Bowl contender. But the Cowboys, with Super Bowl visions of their own, are supposed to be going places. Or maybe not.

Buffalo demonstrated an ideal formula that could likely doom the Cowboys if it happens in January. It built a sizable lead (14-0, then 21-3) to force the Cowboys to play catch-up. Dallas is most successful when it uses its high-powered offense to dictate such terms. In this case, the Bills were able to run and run some more against a smaller defense that is more suited for rushing opposing quarterbacks than stopping the ground game.

Again, this pattern tends to show up when the Cowboys are visitors.

"We'd like to come out strong like we do at home, produce like we do at home," Prescott said. "But that just hasn't been the case. We've got to find out what those answers are and try to close that gap. We can't be those two different teams."

In other words, Dr. Jekyll looks like a Super Bowl contender.

Mr. Hyde looks like one-and-done.

It's too bad for the Cowboys that they don't play every game at AT&T Stadium, where they have won 15 consecutive

games dating to last season. Dallas is averaging 39.9 points per game at home and are the first team in NFL history to score at least 30 points in each of their first seven games at home.

The road ledger, though, provides a reality check against the hype. The best competition does not bring out the best from Dallas when it hits the road, as the latest example illustrated.

Last month, the Cowboys lost 28-23 at Philadelphia. In October, they were blown out 42-10 in Santa Clara, California – which is where they might have to go again as the San Francisco 49ers seek to hang on to the NFC's No. 1 seed that they are currently in possession of.

Hey, at least the rabid Cowboys fans can grasp at a bright side. After the loss at Philadelphia, Dallas won five consecutive games. After the loss at San Francisco, they revamped the offense and went 7-1... until Sunday.

How will they respond now? If it doesn't include taking their A-game on road trips, the playoff experience will be big trouble.

LEGAL NOTICE

If You Purchased any Flavor of GoodBelly Probiotic JuiceDrink Sold in a 1 Quart (32oz.) Container Between August 13, 2017 and November 27, 2023, You May Be Affected by a Proposed Class Action Settlement.

The United States District Court has authorized this notice. This is not a solicitation from a lawyer.

A proposed settlement has been reached against NextFoods, Inc. ("NextFoods") in an action alleging that certain "health and wellness" representations on GoodBelly Probiotic JuiceDrink products were misleading in light of the drinks' sugar content. The case is known as *Andrade-Heymisfield v. NextFoods, Inc.*, No. 21-cv-1446-BTM-MSB (S.D. Cal.). NextFoods denies the allegations and denies that its product labeling was misleading or unlawful.

This is only a summary of the key settlement terms. A full copy of the Settlement Agreement and Class Notice is available at www.GoodBellySettlement.com, or by calling 1-844-527-6610.

Who's Included? The Settlement Class includes all persons in the United States who, between August 13, 2017 and November 27, 2023 (the "Class Period"), purchased in the United States, for household use and not for resale or distribution, any flavor of GoodBelly Probiotic JuiceDrink sold in a 1 Quart (32oz.) container. See the Settlement Website, www.GoodBellySettlement.com, for the specific products included in the Settlement.

What Does the Settlement Provide? The proposed settlement will provide the Class with \$1,250,000 in monetary benefits (the "Settlement Fund"); and with injunctive relief in the form of labeling changes.

Who Can Receive a Payment? Class Members who timely submit a valid approved claim are entitled to compensation. Each timely, valid claimant will receive a payment based on the type and estimated amount of Class Products purchased during the Class Period. The amount of the Cash Award any individual receives will depend on both the number of claims made, and each claimant's purchase history.

Claim Forms and more information about the claims process are available on the Settlement Website, www.GoodBellySettlement.com. **The deadline for submitting a claim is January 29, 2024.**

What Are Class Members' Other Options? Class Members may opt out of this Settlement. A Class Member who opts out will retain rights to sue NextFoods separately, but will not be eligible to receive any compensation under the Settlement. To opt out, a Class Member must submit an Opt-Out Form on the Settlement Website, www.GoodBellySettlement.com. Alternatively, Opt-Out Forms can be downloaded, filled out, and mailed to the Class Administrator at: GoodBelly Settlement Administrator, P.O. Box 108, Baton Rouge, LA 70821. **Opt-Out Forms must be submitted online or postmarked on or before January 29, 2024.**

Class Members may also object to any part of this Settlement by filing an Objection with the Clerk of Court. Further details regarding the procedures for objecting are available at www.GoodBellySettlement.com. **Objections must be postmarked or filed on or before January 29, 2024.** Class members who object to the Settlement will still be eligible to receive settlement benefits if the Settlement becomes final, if they also submitted claims.

Has the Court Approved the Settlement? The Court has not yet approved the Settlement, but has set a Final Approval Hearing for March 11, 2024, to determine whether the Settlement is fair, reasonable, and adequate for the Class. The Court will also consider during that hearing whether and in what amount to award attorneys' fees and expenses to Class Counsel, and service awards to the Class Representatives, which shall come from the Settlement Fund. The Settlement Fund will also be used to pay Notice and Administration expenses currently estimated at \$306,384.

As described further on the Settlement Website, Class Counsel intend to seek an award of fees in the amount of their lodestar (the amount expended on the case) of approximately \$530,000, and reimbursement of case expenses of approximately \$37,000, along with incentive awards of \$5,000 each for Class Representatives Evelyn Andrade-Heymisfield and Valerie Gates. The Court has set January 15, 2024 as the deadline for the motion will be posted on the Settlement Website, www.GoodBellySettlement.com, and Class Members will have an opportunity to respond and object.

You do not need to appear at the Final Approval Hearing, but you may come at your own expense. The Court has appointed Fitzgerald Joseph LLP as Class Counsel. The lawyers representing you will be paid, only with the Court's approval, from the Settlement Fund. If you want to be represented by your own lawyer, you may hire one at your own expense. For more information, please visit the Settlement Website, www.GoodBellySettlement.com.

PLEASE DO NOT CALL OR WRITE THE COURT FOR INFORMATION OR ADVICE.

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Exhibit F: Exclusions

Exclusion Requests				
Andrade-Heymsfield v. NextFoods, Inc., Case No. 21-cv-1446-BTM-MSB				
Count	First Name	Last Name	State	Received Date
1	Garland	Smith	MI	12/4/2023
2	Hector	Garcia	MI	12/5/2023
3	Bryan	Anderson	OR	12/6/2023
4	Sandy	Mcintosh	AL	12/7/2023
5	Stephanie	Lambrecht	IL	12/8/2023
6	Wayee	Lee	CA	12/14/2023
7	Melony	Baker	FL	12/18/2023
8	Nykita	Winfrey	WI	12/20/2023
9	Dhimiter	Llambiri	NY	12/27/2023
10	Dwuan	Johnson	MD	12/27/2023
11	Tim	Burman	CA	12/30/2023
12	Patricia	Donadio	NY	1/18/2024
13	Tanya	White	MD	1/23/2024
14	Angelo	Middione	CA	1/25/2024
15	Kyler	Ford	WA	1/25/2024
16	Victoria	Orres	FL	1/26/2024