

Assigned to Hon. Kelly Skye

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MULTNOMAH

TIMOTHY SOUTH and SHARLA GASKILL,

Plaintiffs,

vs.

DONALD D. ARMSTRONG and LORI
ARMSTRONG, individuals, and UTB
ENTERPRISES, LLC and GOLDENBAND,
LLC, Oregon limited liability companies,

Defendants.

Case No. 20CV29671

ORDER PRELIMINARILY APPROVING
CLASS SETTLEMENT AGREEMENT

The Court having reviewed plaintiffs' unopposed motion for preliminary class action settlement approval and the exhibits submitted therewith, it is hereby ORDERED as follows:

1. The class action settlement agreement is preliminarily approved as fair, reasonable, and adequate;
2. Plaintiff Timothy South's settlement of defendants' counterclaim and Mr. South's counterclaim-in-reply is approved as fair and reasonable, and as not creating a conflict with Mr. South's duties to the class members;
3. Settlement Services, Inc. (SSI) is appointed as class administrator, which is the same administrator that distributed the initial class notices;
4. The proposed class notices attached as Exhibits C and D to the settlement agreement and the procedures for issuing the notice to the class members are

1 approved as fair and reasonable, providing the best notice practicable under the
2 circumstances to the class members, and satisfying all due process rights of the
3 class members with respect to the claims and the settlement agreement;

4 5. The putative class members will have 30 days from the date the notices are
5 disseminated to object to the settlement;

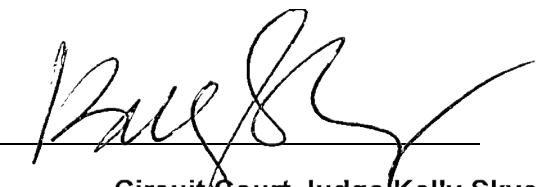
6 6. The putative class members will have 90 days from the date the notices are
7 disseminated to submit claims; and

8 7. The Court sets a hearing for final approval of the class settlement, hearing
9 objections, if any, to the proposed settlement, the proposed attorney fee and
10 expenses awards, and/or the proposed service payments to the class

11 representatives, to take place at 2:00 am/pm on March 27

12 2026. The Court reserves the right to change or cancel this hearing without further
13 notice to the class members, or to finally approve the class settlement based on the
14 written submissions if no timely objections are made.

15 10/23/2025 11:16:19 AM

16
17 
18 Circuit Court Judge Kelly Skye

CERTIFICATE OF READINESS:

This proposed order or judgment is ready for judicial signature because:

1. ☐ Each party affected by this order or judgment has stipulated to the order or judgment, as shown by each party's signature on the document being submitted.
2. ☐ Each party affected by this order or judgment has approved the order or judgment, as shown by each party's signature on the document being submitted or by written confirmation of approval sent to me.
3. ☒ I have served a copy of this order or judgment on each party entitled to service and:
 - a. ☒ No objection has been served on me.
 - b. ☐ I received objections that I could not resolve with a party despite reasonable efforts to do so. I have filed a copy of the objections I received and indicated which objections remain unresolved.
 - c. ☐ After conferring about objections, [role and name of objecting party] agreed to independently file any remaining objection.
4. ☐ Service is not required pursuant to subsection (3) of this rule, or by statute, rule, or otherwise.
5. ☐ This is a proposed judgment that includes an award of punitive damages and notice has been served on the Director of the Crime Victims' Assistance Section as required by subsection (5) of this rule.
6. ☐ Other: _____ .

DATED this October 11, 2025

JON M. EGAN, P.C.

s/ Jon M. Egan

Jon M. Egan, OSB #002467
Attorney for Plaintiffs

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing is served on defense counsel via email and the Court's eFile and Serve system:

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DATED this October 11, 2025

JON M. EGAN, P.C.

s/ Jon M. Egan

Jon M. Egan, OSB #002467
Attorney for Plaintiffs