ν.

0 L - 1 2014 .1141 OURT OF NEW JERSEY SUPERIOR LAW DIVIS **CAMPEN COUNTY SUPERIOR COURT** CAMDEN COUNTY NO: CAM-L-415-13 Judge Anthony M. Pugliese

Plaintiff

CERTIFIED CLASS ACTION

ORDER CONCERNING CLASS NOTICE AND NOTICE PROCEDURE

TAR CAREER ACADEMY and DINGS, INC. and SC ACADEMY HOL SC ACADEMY, INC

Defendants

7, 2014, it is HEREBY ORDERED as follows: On this

- The Class Action Notice to be provided to the class members shall be in the form of the Notice attached as Exhibit "A."
- Within thirty (30) days of the date of this Order, Defendants shall email a 2. copy of the Class Action Notice to each potential class member of the class whose e-mail address is available. To the extent that an email address is not available for a potential class member or the email is returned as undeliverable shall print and mail a copy of the Class Action Notice to said members last known address or such other address as Defendants shall reasonably determine is said member's current address.
- Within thirty (30) days of the date of this Order, Class Counsel, at their 3. expense, shall post a full copy of the Class Action Notice on its firm website or a website established for the purpose of providing notice in this Class Action, and shall maintain this posting until the completion of this case.
- Within thirty (30) days of the date of this Order, Defendants shall post a 4. full copy of the Class Action Notice at each New Jersey Campus' Admissions Offices. Defendants shall maintain these postings at their own expense until the completion of this case.

- 5. In addition to the foregoing, Defendants shall provide the Class Action Notice to all students who enroll in the surgical technologist program after the date of this Order.
- 6. Within with the Class Action Notice, Defendants shall provide each potential class member with a notice pursuant to 34 CFR § 99.31(a)(9)(i) advising students of this Order requiring the disclosure of their names, addresses, telephone numbers, email addresses, and statement of all money received by Defendants from or on behalf of each class member, from whatever source (the "Student Identification Information") to Plaintiff's counsel. The notice shall provide each potential class member with two weeks to seek protective action in connection with the potential disclosure of the Student Identification Information. Two weeks after the emailing of this notice, Defendants shall disclose to Plaintiff's counsel the Student Identification Information for all potential class members except for those who have sought protective action.
- 7. The period for opting out of this Class Action shall end thirty (30) days from the date of emailing at 5:00 p.m. Eastern Standard Time.

BY THE COURT

Anthony M. Pugliese, J.S.C.

SHIRLEY POLANCO, individually and on behalf of all others similarly situated

Plaintiff

v.

STAR CAREER ACADEMY and SC ACADEMY HOLDINGS, INC. and SC ACADEMY, INC Defendants SUPERIOR COURT OF NEW JERSEY LAW DIVISION

CAMDEN COUNTY DOCKET NO: CAM-L-415-13

CERTIFIED CLASS ACTION

NOTICE OF CLASS ACTION

If at any time as of June 29, 2011 you were enrolled in Star Career Academy's Surgical Technology Program in the State of New Jersey your rights may be affected by a Class Action lawsuit brought for your benefit.

The Camden County Superior Court has certified a Class Action on behalf of all individuals enrolled in Star Career Academy's Surgical Technology Program in the State of New Jersey at any time since June 29, 2011 (the "Class Period"). No determination of wrongdoing has been made and no trial date has been scheduled yet.

This Notice describes the Class Action that the Court has certified, the legal claims that are being made for you, and your right to participate in the Class Action.

I. THE CLASS ACTION LAWSUIT

The Plaintiff and Class Representative is Shirley Polanco, a graduate of Star Career Academy's Surgical Technology ("ST") Program. The Defendants (collectively "Star") are Star Career Academy, a for-profit school with various campuses in the State of New Jersey, and its owners and operators, SC Academy Holdings Inc. and SC Academy Inc.

On behalf of herself and all other Star ST Students, the Class Representative is suing the Defendants under the New Jersey Consumer Fraud Act ("CFA") based upon Star's alleged unconscionable commercial practices and/or alleged material non-disclosures, including non-disclosures arising from Star's alleged affirmative misrepresentations. The Class Representative alleges that Star personnel, and executives, and officers knowingly concealed, suppressed, and failed to disclose or correct material information that Star's ST Program applicants, students, and graduates were entitled to have before, during, and after they decided to enroll and pay to participate in the ST Program. The Class Representative seeks to recover for herself and the Class Members all the money Star obtained from or on behalf of the ST class members, as well

as triple damages, litigation costs, and attorney's fees under the CFA. The Defendants deny any and all claims of wrongdoing.

I. THE CLASS ACTION CERTIFIED BY THE SUPERIOR COURT

The Honorable Anthony M. Pugliese, Judge of the Camden County Superior Court, has certified the following Class:

All individuals enrolled in Star Career Academy's Surgical Technology Program in the State of New Jersey at any time since June 29, 2011 (the "Class Period").

II. WHAT YOU MAY RECEIVE

No judgment has been made whether or not any Defendant engaged in any wrongdoing or are otherwise liable to the members of the Class. Only after this question is answered will it be determined whether any compensation is due to Class members. As a Class Member, you will share in any settlement or judgment in favor of the Class. Your rights under this claim will be determined by this case unless you choose to exclude yourself from this Class Action lawsuit, in which case you will not receive any money recovered in this Class Action.

III. YOUR CHOICES

YOU ARE ALREADY A MEMBER OF THE CLASS. IF YOU WISH TO BE INCLUDED IN THE CLASS, YOU DO NOT HAVE TO DO ANYTHING. YOU WILL BE ENTITLED TO SHARE IN ANY MONEY RECOVERED IN THIS CASE BY JUDGMENT OR SETTLEMENT and your interests will be represented and advanced by the class representative and by the Class Counsel approved by the Court, Patricia V. Pierce, Esq. and Thomas More Marrone, Esq., Greenblatt Pierce Engle Funt & Flores, 123 South Broad Street, 25th Floor Philadelphia, Pennsylvania 19109.

If you wish to be excluded from the class, you must complete the attached "Opt-Out Form" and send it by regular mail to the following address: Star Class Action Opt-Out, 123 South Broad Street, 25th Floor Philadelphia, Pennsylvania 19109. Your opt-out form must be postmarked no later than 30 days after the date of this Notice. IF YOU OPT-OUT YOU WILL NOT BE PERMITTED TO SHARE IN ANY MONEY RECOVERED BY JUDGMENT OR SETTLEMENT IN THIS CLASS ACTION, AND, IF YOU DECIDE TO DO SO, YOU WILL BE REQUIRED TO BRING AND PAY FOR ALL COSTS AND FEES ASSOCIATED WITH, YOUR OWN SEPARATE LAWSUIT.

IV. <u>DISCLOSURE OF STUDENT INFORMATION TO PLAINTIFF COUNSEL</u>

The Court has Ordered Defendants to disclose the names, addresses, telephone numbers, email addresses, and statement of all money received by Defendants from or on behalf of each class member, from whatever source (the "Student Identification Information") to Plaintiff's counsel. Any potential class member objecting to such disclosure must seek protective action in connection with the potential disclosure of the Student Identification Information. Two weeks

after the emailing of this notice, Defendants shall disclose to Plaintiff's counsel the Student Identification Information for all potential class members except for those who have sought protective action.

V. OBTAINING ADDITIONAL INFORMATION

If you have any questions regarding this Class Action, or this Notice, you may contact Patricia V. Pierce or Thomas More Marrone, Esq. at 215-735-1600 or by e-mail to p.pierce@gpeff.com or tmarrone@gpeff.com.

DO NOT CALL OR WRITE TO THE COURT WITH YOUR QUESTIONS. INSTEAD, CONTACT CLASS COUNSEL IF YOU HAVE ANY QUESTIONS.

 Anthony M	Duglioso	TEC

BY ORDER OF THE COURT:

OPT-OUT FORM

I wish to opt-out of the <u>Polanco v. Star Career Academy. et al.</u> Class Action. I understand that by opting-out I will not share in any money recovered in the Class Action.

Signatu	۳۵۰		
Current	Address:	 -	
Vame:		 ····	