

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS**

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|---|---|--------------------|
| Society of Professional Engineering Employees |) | |
| in Aerospace, IFPTE Local 2001, <i>et al.</i> , |) | |
| |) | |
| Plaintiffs, |) | Civil Action Nos. |
| |) | 05-CV-1251-MLB-KMH |
| vs. |) | and |
| |) | 07-CV-1043-MLB-KMH |
| The Boeing Company, <i>et al.</i> , |) | |
| |) | |
| Defendants. |) | |
| |) | |

**PLAINTIFFS’ UNOPPOSED MOTION FOR (1) PRELIMINARY APPROVAL OF
CLASS ACTION SETTLEMENT AGREEMENT, (2) MODIFICATION OF THE
CLASS DEFINITION, (3) APPROVAL OF PROPOSED NOTICE TO THE
CLASS, AND (4) AN ORDER SETTING THE DATE FOR CLASS SETTLEMENT
FAIRNESS HEARING**

Plaintiffs David A. Harkness, William G. Hartig, Jr., David Lewandowski, JeNe Lewandowski, Ronald Owens, Richard Pullen, Tomey Shabshab, Donna Zagonel, Michael Baker (collectively, “the Harkness Class Representatives”), the Society for Professional Engineering Employees in Aerospace, IFPTE Local 2001 (“SPEEA”) and the International Association of Machinists and Aerospace Workers and its District 70 (“IAM”), and The Boeing Company, Boeing Company Employee Retirement Plan, Boeing Company Retiree Health and Welfare Benefit Plan, Employee Benefit Plans Committee of the Boeing Company, and Boeing Company Layoff Benefits Plan (collectively “Boeing”), have entered into a proposed Settlement Agreement.

Plaintiffs request that the Court give preliminary approval to the proposed settlement, modify the class definition consistent with the parties’ Settlement Agreement, approve the form and method of providing notice to the Harkness Class of the proposed

settlement, set dates for objections to the proposed settlement, and set a date for a fairness hearing on the proposed settlement. Plaintiffs submit the attached memorandum, Settlement Agreement and supporting exhibits in support of their motion. In accordance with the Settlement Agreement, Defendants do not oppose this motion.

Dated: May 8, 2015

Respectfully submitted,

s/ Tom E. Hammond

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Attorneys for Plaintiffs and Harkness Class

CERTIFICATE OF SERVICE

I hereby certify that on this 8th day of May, 2015 I electronically filed the foregoing *Unopposed Motion for (1) Preliminary Approval of Class Action Settlement Agreement, (2) Modification of the Class Definition, (3) Approval of Proposed Notice to the Class, and (4) an Order Setting the Date for Class Settlement Fairness Hearing* with the clerk of court via the ECF system which will send a notice of electronic filing to the following:

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