

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

B & R SUPERMARKET, INC., d/b/a MILAM'S MARKET, a Florida corporation, et al., Individually and on Behalf of All Others Similarly Situated,	:	Case No. 1:17-cv-02738-MKB-JAM
	:	
	:	<u>CLASS ACTION</u>
	:	
Plaintiffs,	:	
	:	
	:	
v.	:	
	:	
	:	
VISA, INC., et al.,	:	
	:	
	:	
Defendants.	:	
	X	

**PLAINTIFFS' NOTICE OF MOTION FOR PRELIMINARY
APPROVAL OF SETTLEMENT WITH DISCOVER AND AMEX**

PLEASE TAKE NOTICE THAT, on a date and time to be determined by the Court, or as soon thereafter as the matter may be heard in the courtroom of the Honorable Margo K. Brodie, Courtroom 6F, United States District Court for the Eastern District of New York, 225 Cadman Plaza East, Brooklyn, New York 11201, Plaintiffs B & R Supermarket, Inc. (d/b/a Milam's Market), Grove Liquors LLC, Strouk Group LLC (d/b/a Monsieur Marcel), and Palero Food Corp. and Cagueyes Food Corp. (d/b/a Fine Fare Supermarket) ("Plaintiffs") will and hereby do move this Court, pursuant to Rule 23(e) of the Federal Rules of Civil Procedure, for an order granting their Motion for Preliminary Approval of Settlement with Discover and Amex.

This motion is based on this notice and the accompanying memorandum in support thereof, the declaration of George C. Aguilar in support thereof and exhibits thereto ("Aguilar Decl."), the Amended Stipulation and Agreement of Settlement between Plaintiffs and defendant Discover Financial Services (Aguilar Decl., Ex. 1), the Stipulation and Agreement of Settlement between Plaintiffs and defendant American Express Company (Aguilar Decl., Ex. 2), the [proposed] order submitted herewith, the pleadings and other files herein, and such other written and oral argument as may be presented to the Court.

Dated: June 13, 2025

Respectfully submitted,

ROBBINS LLP

s/ George C. Aguilar

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CERTIFICATE OF SERVICE

I hereby certify that on June 13, 2025, I caused a true and correct copy of the foregoing Plaintiffs' Notice of Motion for Preliminary Approval of Settlement with Discover and Amex, to be served via e-mail on the parties listed on the attached service list.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on June 13, 2025.

s/ George C. Aguilar
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