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14 Attorney for Plaintiff James Attridge in

15 *Attridge v. Visa USA, Inc.* (case no. CGC 04-436920)

16 SUPERIOR COURT OF THE STATE OF CALIFORNIA

17 COUNTY OF SAN FRANCISCO

18 *CREDIT/DEBIT CARD TYING CASE*)

J.C.C.P. No. 4335

)
) CJC-03-004335

) **[PROPOSED] ORDER**

1 **[PROPOSED] ORDER**

2
3 GOOD CAUSE APPEARING THEREFORE, IT IS HEREBY ORDERED that

4
5 _____ The Court GRANTS preliminary approval of a settlement and release limited to the
6 following class:

7 **All purchasers in the State of California who purchased for their own use and**
8 **not for resale, at any time during the period from January 1, 1980 to and**
9 **including the date of filing this complaint, retail products or services from**
10 **retail businesses (including without limitation stores, offices, restaurants,**
11 **gasoline stations, and supermarkets) that accepted Visa and MasterCard credit**
12 **card, and have therefore been forced to accept Visa and MasterCard debit**
13 **cards now called *Visa Check* and *MasterMoney*, and to pay unreasonably high**
14 **charges for acceptance of *Visa Check* and *MasterMoney* cards. Excluded from**
15 **the class are defendants, any co-conspirators of defendants, defendants'**
16 **predecessors, successors, parents, subsidiaries, affiliates, officers and directors,**
17 **federal and state government entities and agencies, cities, counties, and other**
18 **municipalities, and any judge, justice or officer presiding over this matter and**
19 **members of their immediate family.**

20
21 _____ The Court DENIES the *Credit/Debit* parties' Motion for Preliminary Approval of Class
22 Action Settlement.

23
24 IT IS SO ORDERED.

25
26 DATED: _____, 2009

27 _____
28 HON. RICHARD A. KRAMER
Judge of the Superior Court