

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

In re Bebi F. Haniff,

Debtor.

Chapter 7  
Case No.: 13-23898 (RDD)

In re Michael Echevarria,

Debtor.

Chapter 7  
Case No.: 13-22693 (RDD)

Michael Echevarria and Bebi Haniff,

Debtors and Plaintiffs  
on Behalf of Themselves  
And All Others Similarly  
Situated,

Adv. Proc. No. 14-08216 (RDD)

v.

Bank of America Corporation; Bank of  
America, National Association; and FIA Card  
Services, N.A.,

Defendants.

**NOTICE OF MOTION FOR PRELIMINARY APPROVAL**

**PLEASE TAKE NOTICE** that, upon the Memorandum of Law and the supporting Declaration of George F. Carpinello, Plaintiffs by and through their counsel, shall move before the Honorable Robert D. Drain, United States Bankruptcy Judge at the United States Bankruptcy Court of the Southern District of New York (the “Court”), 300 Quarropas Street, White Plains, New York 10601, on a date to be determined by the Court, for an order under Rule 7023 of the Federal Rules of Bankruptcy Procedure and Rule 23(e) of the Federal Rules of Civil Procedure for Preliminary Approval of the Settlement.

**PLEASE TAKE NOTICE**, that all responses or objections, if any, to the Motion shall be made in writing, must conform to the Bankruptcy Rules and the Local Rules of the Bankruptcy Court for the Southern District of New York, shall state with particularity the ground therefore, and shall be filed with the Court electronically in accordance with the General Order M-242 (General Order M-242 and the User's Manual for the Electronic Case Filing System may be found at [www.nysb.uscourts.gov](http://www.nysb.uscourts.gov), the official website for the Bankruptcy Court) by registered users of the Court's case filing system, and by all other parties in interest on a 3.5 inch disk, preferably in Portable Document Format (PDF), WordPerfect, or any other Windows-based word processing format (with a courtesy copy delivered directly to Chambers in accordance with General Order M-399), and served on Boies Schiller Flexner LLP, 30 South Pearl Street, Albany, New York 12207, Attn: George F. Carpinello, Esq. ([gcarpinello@bsfllp.com](mailto:gcarpinello@bsfllp.com)); Adam R. Shaw, Esq. ([ashaw@bsfllp.com](mailto:ashaw@bsfllp.com)); Anne M. Nardacci, Esq. ([anardacci@bsfllp.com](mailto:anardacci@bsfllp.com)); Jenna C. Smith ([jsmith@bsfllp.com](mailto:jsmith@bsfllp.com)) and Charles Juntikka & Associates, LLP, 30 Vesey Street, #100, New York, New York 10007, Attn: Charles Juntikka, Esq. ([charles@cjalaw.com](mailto:charles@cjalaw.com)) so as to be received on a date to be determined by the Bankruptcy Court.

DATED: August 25, 2017

**BOIES SCHILLER FLEXNER LLP**

By: /s/ George F. Carpinello  
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*Attorneys for Plaintiffs*

**CERTIFICATE OF SERVICE**

I, George F. Carpinello, hereby certify that on August 25, 2017, I caused the foregoing to be filed electronically with the Clerk of the Court using the CM/ECF System. I further certify that the above document was served on all parties by the Court's CM/ECF system and also served by electronic mail on the following parties:

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Dated: August 25, 2017

/s/ George F. Carpinello  
George F. Carpinello