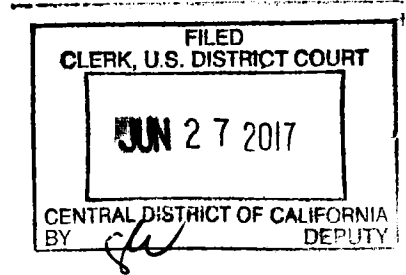


PATRICK S. SWEENEY, PRO SE
6666 Odana Road
Suite 116
Madison, WI 53719
Telephone: (310)-339-0548
Fax: (561)-395-9093
patrickshanesweeney@gmail.com



**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

ENZO FORCELLATI and LISA
ROEMMICH, on Behalf of
Themselves and all Others Similarly
Situated,

Case No. 2:12-CV-01983-ODW-MRW

Plaintiffs,

v.

HYLAND'S, INC., STANDARD
HOMEOPATHIC LABORATORIES,
INC., and STANDARD HOMEOPATHIC
COMPANY,

Defendants.

**OBJECTION AND NOTICE OF INTENT NOT TO ATTEND
FAIRNESS HEARING OF PATRICK S. SWEENEY, PRO SE**

NOW COMES, Pro Se Objector PATRICK S. SWEENEY on behalf of
himself hereby files these objections to the proposed settlement in this
matter.

PROOF OF MEMBERSHIP IN CLASS

Patrick S. Sweeney, Pro Se, (herein referred to as “Objector” or as “Patrick”) has reviewed that certain notice of settlement of class action lawsuit which is dated March 30, 2017 (herein referred to as the “Notice”). As a result he believes that he is a members of the class as defined in the Notice. He believes he purchased - Cold 'n Cough 4 Kids- from Walgreens in and around January 2009 in Madison, Wisconsin. Patrick has filed a timely Claim on June 24, 2017 via the settlement website claim process. Patrick’s address, e-mail addresses and telephone numbers are listed at the conclusion of this objection.

NOTICE OF INTENT TO APPEAR

Objector hereby gives notice that he does NOT intend to appear at the Fairness Hearing presently scheduled for August 14, 2017 1:30 p.m. PDT at the Federal Courthouse located at the United States District Court for the Central District of California, U.S. Courthouse, Courtroom 5D, 5th Floor, 350 West 1st Street, Los Angeles, CA 90012.

REASONS FOR OBJECTING TO THE SETTLEMENT

For the following reasons, inter alia, the Settlement Agreement is not fair, reasonable nor adequate:

1. Claims administration process fails to require reliable future oversight, accountability and reporting about whether the claims process actually delivers what was promised. The proposed settlement orders no counsel, not various class counsel attorneys nor any defense attorney (notwithstanding the large amount of attorney fees to be earned by the numerous law firms involved in this case) to

monitor the settlement process to its ultimate completion.

It would obviously be more prudent to withhold a portion of Class Counsel's fee until the entire distribution process is complete. Furthermore, it would also be judicious to require Class Counsel (and perhaps Defense Counsel as well) to report back to this Honorable Court with a final summary and accounting of the disbursement process (even if brief) in order to confirm that this matter has been successfully concluded and to allow this Honorable Court to "put its final stamp of approval" on the case.

2. No amount of attorney fees is to be withheld to assure Class Counsel's continuing oversight and involvement in implementing the settlement. Objector hereby contends that the withholding of a reasonable sum of awarded attorney's fees would alleviate the concerns raised herein regarding Paragraphs No. 1 above.
3. Attorney fees do not depend upon how much relief is actually paid to the Class Members. It appears that the proposed settlement will award class counsel its fee notwithstanding the amount of relief actually achieved by the Class. This practice would be considered inequitable at best and excessive at worse in many other areas of the law when awarding attorney fees.
4. The fee request is not reasonable in the absence of documentation, including detailed billing records (including hourly rates of the professionals, hours accumulated and reasonable costs incurred), which can be evaluated by Class Members and the Court to determine the reasonable nature (or not) of the fee request. The fee request should require more than the mere summaries provided to the Court and Class Members.

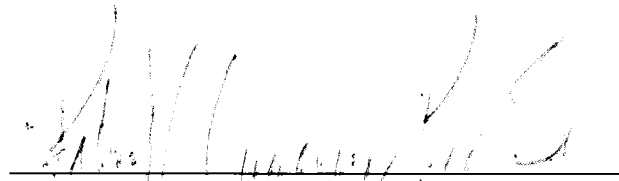
5. The Objectors hereby adopts and joins in all other objections which are based on sufficient precedent and theories of equity and law in this case and hereby incorporates said objections by reference as if they were fully described herein.
6. Some *cy pres* procedure needs to be articulated so that Class Members and the Court can intelligently comment, object or approve the appropriateness of the *cy pres* procedure, recipient and amount of the *cy pres* distribution. The *cy pres* distribution and recipient should have a direct and substantial nexus to the interests of absent class members and thus properly provide for the 'next best distribution' to the Class. Whatever method is used to determine an appropriate *cy pres* procedure and recipient should be a legitimate discussion between informed parties. Allowing the process to be determined at a later date by an undefined process is not an appropriate method nor consistent with Class Action Policy. It also gives no due process for any Class Member who might object to the *cy pres* process and result.
7. The Objector herein hereby adopts and joins in all other objections which are based on sufficient precedent and theories of equity and law in this case and hereby incorporates said objections by reference as if they were fully described herein.

CONCLUSION

WHEREFORE, This Objector, for the foregoing reasons, respectfully requests that the Court, upon proper hearing:

1. Sustain these Objections;
2. Enter such Orders as are necessary and just to adjudicate these Objections and to alleviate the inherent unfairness, inadequacies and unreasonableness of the proposed settlement.
3. Award an incentive fee to this Objector for their role in improving the Settlement, if applicable.

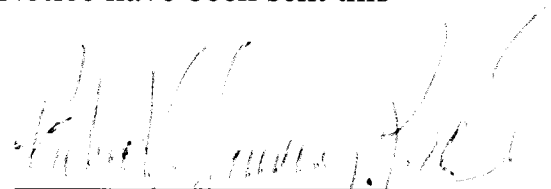
Respectfully submitted by:



Patrick S. Sweeney, Pro Se
6666 Odana Road
Suite 116
Madison, WI 53719
310-339-0548
patrick@sweeneylegalgroup.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on June 26, 2017, I caused to be filed the foregoing with the Clerk of the Court of the United States District Court for the Central District of California via FedEx Next Day Delivery and to counsel by sending this document via U.S. First Class Mail to the addresses provided in the Notice. Objector states that when the Clerk receives the objection they will scan it into the CM/ECF, thus notify all parties who are registered with CM/ECF system. In addition, all counsel identified in the Notice have been sent this objection via electronic mail.



Patrick S. Sweeney, Pro Se