

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

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

X

**PLAINTIFFS' NOTICE OF MOTION FOR
FINAL APPROVAL OF SETTLEMENT**

PLEASE TAKE NOTICE that on April 27, 2026, at 11:30 a.m., at the United States District Court for the Eastern District of New York, Courtroom 10A South, 225 Cadman Plaza East, Brooklyn, New York, 11201, or as soon thereafter as counsel may be heard before the Honorable Brian M. Cogan, United States District Judge, 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) (collectively, "Plaintiffs"), pursuant to Rule 23(e) of the Federal Rules of Civil Procedure, will and hereby do move for: (1) an order granting final approval of the Amended Stipulation and Agreement of Settlement between Plaintiffs and defendant Discover Financial Services, dated June 6, 2025 (attached as Exhibit 1 to the Declaration of George C. Aguilar in Support of Plaintiffs' Motion for Preliminary Approval of Settlement with Discover and Amex, Dkt. No. 975-3); the Stipulation and Agreement of Settlement between Plaintiffs and defendant American Express Company, dated May 16, 2025 (attached as Exhibit 2 to the Declaration of George C. Aguilar in Support of Plaintiffs' Motion for Preliminary Approval of Settlement with Discover and Amex, Dkt. No. 975-4); and the Stipulation and Agreement of Settlement between Plaintiffs and defendants Visa Inc. and Visa U.S.A. Inc. and Mastercard International, Incorporated, dated September 12, 2025 (attached as Exhibit 1 to the Declaration of George C. Aguilar in Support of Preliminary Approval of Settlement with Visa and Mastercard, Dkt. No. 980-3); and (2) entry of the [Proposed] Unopposed Class Settlement Order and Final Judgment.

This motion is based on this notice and the accompanying memorandum in support thereof, the declaration of George C. Aguilar in support thereof, the [proposed] Unopposed Class Settlement Order and Final Judgment submitted herewith, the pleadings and other files herein, and such other written and oral argument as may be presented to the Court.

Dated: February 19, 2026

Respectfully submitted,

ROBBINS LLP

s/ George C. Aguilar

GEORGE C. AGUILAR (*pro hac vice*)

MICHAEL J. NICOUD (*pro hac vice*)

JACOB W. OGBOZO (*pro hac vice*)

5060 Shoreham Place, Suite 300

San Diego, CA 92122

Telephone: (619) 525-3990

Facsimile: (619) 525-3991

gaguilar@robbinsllp.com

mnicoud@robbinsllp.com

jogbozo@robbinsllp.com

DEVINE GOODMAN & RASCO, LLP

JOHN W. DEVINE

2800 Ponce De Leon Boulevard, Suite 1400

Coral Gables, FL 33134

Telephone: (305) 374-8200

Facsimile: (305) 374-8208

jdevine@devinegoodman.com

LAW OFFICES OF

THOMAS G. AMON

THOMAS G. AMON

420 Lexington Avenue, Suite 1402

New York, NY 10170

Telephone: (212) 810-2430

Facsimile: (212) 810-2427

tamon@amonlaw.com

Class Counsel and Attorneys for 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)

CERTIFICATE OF SERVICE

I hereby certify that on February 19, 2026, I authorized the electronic filing of the foregoing, including all attachments hereto, with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all registered parties and attorneys of record.

s/ George C. Aguilar

GEORGE C. AGUILAR

ROBBINS LLP

5060 Shoreham Place, Suite 300

San Diego, CA 92122

Telephone: (619) 525-3990

Facsimile: (619) 525-3991

gaguilar@robbinsllp.com