

Kurt Holzer [ISB No. 4557]
HEPWORTH HOLZER, LLP
537 W. Bannock Street
P.O. Box 2582
Boise, ID 83701-2582
Telephone: (208) 343-7510
Facsimile: (208) 342-2927
kholzer@hepworthholzer.com

Lynn A. Toops (to seek admission *pro hac vice*)
Lisa M. La Fornara (*pro hac vice*)
Tyler B. Ewigleben (to seek admission *pro hac vice*)
COHEN & MALAD, LLP
One Indiana Square, Suite 1400
Indianapolis, IN 46204
Telephone: (317) 636-6481
ltoops@cohenandmalad.com
llaforanara@cohenandmalad.com
tewigleben@cohenandmalad.com

Jeffrey D. Kaliel (to seek admission *pro hac vice*)
KALIEL PLLC
1875 Connecticut Ave. NW 10th Floor
Washington, D.C. 20009
Telephone: (202) 350-4783
jkaliel@kalielpllc.com

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ELMORE

* * * * *

CYNTHIA LOPEZ, on behalf of herself and
all others similarly situated,

Plaintiff,

vs.

PIONEER FEDERAL CREDIT UNION,

Defendant.

)
) Case No. CV20-20-00568
)

) **PLAINTIFF'S MOTION FOR CLASS**
) **CERTIFICATION**
)

Plaintiff, by counsel, respectfully moves the Court to certify the following Plaintiff Class under Idaho Rule of Civil Procedure 77:

All citizens of Idaho who, from January 16, 2014 forward, were charged an Overdraft Fee on an item that did not overdraw the account balance on Pioneer's monthly account statements.

Plaintiff further moves the Court to appoint her as Class Representative of this Class and to appoint her counsel as Class Counsel. Plaintiff has submitted a separate memorandum in support of this Motion.

DATED this 8th day of February, 2022.

HEPWORTH HOLZER, LLP

By /s/ Kurt D. Holzer

Kurt D. Holzer
Attorney for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that on this date, I electronically filed with the Clerk of the Court the foregoing using the ICourt E-File system which will send notification of such filing to:

Kenneth C. Howell
Hawley Troxell Ennis & Hawley, LLP
877 W. Main Street, Suite 1000
P.O. Box 1617
Boise, ID 83707
Email: khowell@hawleytroxell.com

DATED February 8, 2022.

/s/ Kurt D. Holzer

Kurt D. Holzer