

UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

BRIAN C. WILLIAMS, et al.,

Plaintiffs,

v.

THE ESTATES LLC, et al.,

Defendants.

Case No.: 1:19-cv-01076-CCE-JLW

**PLAINTIFFS' RENEWED MOTION FOR CLASS CERTIFICATION**

Plaintiffs Brian C. Williams, Maricol Yunaira Tineo de Leon, and Jairo Vensrique, by and through undersigned counsel and pursuant to Fed. R. Civ. P. 23 and LR 23.1(b), respectfully renew their motion for certification of their claims for the violation of Section 1 of the Sherman Antitrust Act (the “Sherman Act”), 15 U.S.C. § 1; N.C. Gen. Stat. § 75-1; and North Carolina’s common law prohibition against unjust enrichment. In support hereof, Plaintiffs state as follows:

1. Plaintiffs commenced this action on October 18, 2019. Plaintiffs allege that Defendants conspired to rig bids at public foreclosure sales.

2. Through this motion, Plaintiffs seek to certify one nationwide class seeking redress for their claims under the Sherman Act. That class, the “National Sherman Act Class” is defined as:

All persons and entities whose properties were sold through foreclosure proceedings at which a Member of the Estates was the high bidder and at which the Estates placed the bid deposit on their behalf.

Complaint (Doc. 1 ¶ 99).

3. Pursuant to Fed. R. C. P. 23(c)(5), Plaintiffs also seek to certify a subclass, the “North Carolina Subclass,” which seeks redress for their claims under N.C. Gen. Stat. §75-1 and North Carolina common law’s prohibition against unjust enrichment, and is a subclass of the National Sherman Act Class. The North Carolina Subclass is defined as:

All persons and entities whose properties were sold through foreclosure proceedings in North Carolina at which a Member of the Estates was the high bidder and at which the Estates placed the bid deposit on their behalf who have standing to bring North Carolina state law claims.

4. Further, and pursuant to Fed. R. Civ. P. 23(g), Plaintiffs seek the appointment of JC White Law Group PLLC and Blue LLP as co-Class Counsel.

6. The grounds for this motion are more fully set forth in Plaintiffs’ Memorandum in Support of Motion for Class Certification.

Dated: October 23, 2020

**J.C. WHITE LAW GROUP PLLC**

*/s/ James C. White*

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James C. White, N.C. Bar # 31859  
100 Europa Drive, Suite 401  
Chapel Hill, NC 27517  
jwhite@jcwhitelaw.com  
(919) 246-4676  
(919) 246-9113 fax

**BLUE LLP**

Dhamian A. Blue, N.C. Bar # 31405  
205 Fayetteville Street, Suite 300  
Raleigh, NC 27601  
dab@bluellp.com  
T: (919) 833-1931  
F: (919) 833-809

*Attorneys for Plaintiffs Maricol Yunaira  
Tineo De Leon and Jairo Vensrique Leon  
Da Costa*

**CERTIFICATE OF SERVICE**

I hereby certify that on October 23, 2020, I served the foregoing *Plaintiffs Motion for Class Certification* on all counsel of record via the CM/ECF system.

*/s/ James C. White*  
James C. White