

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

REGINALD G. MOORE, et al.,)	
)	
Plaintiffs,)	
)	
v.)	Civil Action No. 00-953 (PLF/DAR)
)	
JEH C. JOHNSON, Secretary,)	
U.S. Department of Homeland Security,)	
)	
Defendant.)	
_____)	

~~[PROPOSED]~~ ORDER GRANTING PLAINTIFFS' MOTION FOR PRELIMINARY APPROVAL OF DISTRIBUTION OF SETTLEMENT PROCEEDS


The Court having reviewed the proposed terms set forth in Plaintiffs' Motion for Preliminary Approval of Distribution of Settlement Proceeds ("Distribution Motion") in connection with the executed Settlement Agreement, Release, and Consent Decree (hereinafter, "Settlement Agreement" or "Settlement") by and between Reginald G. Moore, John E. Turner, C. Yvette Summerour, Leroy Hendrix, Cheryl L. Tyler, Luther K. Ivery, Andrew E. Harris, Jr., and Kenneth Rooks (hereinafter, "Class Representatives"), on behalf of themselves and a class of individuals they represent, and Camilla Simms and Lisa Robertson (hereinafter, "Individual Plaintiffs") (together with Class Representatives, collectively "Named Plaintiffs"), and Defendant Jeh Johnson, Secretary, U.S. Department of Homeland Security (hereinafter "Defendant") (together with Named Plaintiffs and Class Members, collectively "Parties"), in the above-styled Civil Action, together with all exhibits thereto, the record in the Civil Action, and the arguments of counsel;

IT IS HEREBY ORDERED AS FOLLOWS:

1. All terms and definitions used herein have the same meanings as set forth in the Settlement Agreement.
2. The proposed distribution of settlement proceeds to the Named Plaintiffs and Class Members, as set forth in the Distribution Motion, is hereby preliminarily approved as being within the range of possible final approval as fair, reasonable, and adequate such that notice thereof should be given to the Class Members, subject to paragraph 3 below.
3. If, after final distribution of the Settlement Fund to the Named Plaintiffs, Class Members, and payment of attorneys' fees and costs and Settlement administrative fees, there are any funds remaining, the remainder will be redistributed to the Class Members on a pro rata basis subject to the \$300,000 cap set forth in Paragraph III.B. of the Settlement Agreement. Should funds remain after redistribution to Class Members such that no further redistribution can be made, then any funds still remaining at that point will revert to the government.
4. The Claim Form and Questionnaire, which are attached hereto as Exhibits A and B, are hereby approved as to form.
5. Funds from the Settlement Fund may be dispersed, as reasonably required and without further approval of the Court, to pay administration costs incurred other than those incurred by Class Counsel, billed to Plaintiffs' Counsel as they become due, up to a total of \$200,000.
6. This Order is intended to complement and operate in accordance with the Order entered separately on January 31, 2017, granting the Parties' Joint Motion For Preliminary Approval of Proposed Class Action Settlement and Approval of Notice.

7. This Order does not address any proposed payment of attorneys' fees and costs, as that issue is not yet ripe for resolution.

Dated: 2/16/17


Hon. Paul L. Friedman
United States District Judge