

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

ELIZABETH LEYBA, NATASHA
APODACA, NANCY ELLIN, MONICA
GARCIA, LUCY M. MARQUEZ, MARK
MILLER, COPPER PERRY, DAVID
SANDOVAL, KRISTI SEIBOLD, RUSSELLA
SERNA, and KIMBERLY WRIGHT,
on their own behalf and on behalf of a class of
similarly situated persons,

Plaintiffs,

vs.

No. CIV-05-0036 BB/ACT

SANTA FE COUNTY BOARD OF
COMMISSIONERS; MANAGEMENT
AND TRAINING CORPORATION;
SANTA FE COUNTY SHERIFF GREG
SOLANO, in his individual and official
capacities; FORMER SANTA FE COUNTY
SHERIFF RAYMOND L. SISNEROS, in his
individual and official capacities; and KERRY
DIXON, in his individual and official capacities,

Defendants.

**STIPULATED ORDER AMENDING PRELIMINARY APPROVAL OF
SETTLEMENT AGREEMENT AND THE FORM AND MANNER OF NOTICE**

THIS MATTER came before the Court upon the Joint Unopposed Motion ("Joint Motion") of Plaintiffs Elizabeth Leyba, Natasha Apodaca, Nancy Ellin, Monica Garcia, Lucy M. Marquez, Mark Miller, Copper Perry, David Sandoval, Kristi Seibold, Russella Serna, and Kimberly Wright; Defendants Management & Training Corporation and Kerry Dixon; and Defendants Santa Fe County Board of Commissioners, Santa Fe County Sheriff Greg Solano, and Former Santa Fe County Sheriff Raymond L. Sisneros, for entry of an order amending the Order Granting Preliminary Approval of Settlement

FILED
at Santa Fe, N.M.

SEP 20 2006

MATTHEW J. DYKINSON
CLERK

Agreement and Approving the Form and Manner of Notice [Doc. No. 45]. The Court has considered the matter and has determined that there is good cause for entry of this order. Therefore,

IT IS HEREBY ORDERED THAT:

1. The Court approves the proposed modification of the Claim Form in the form attached to the Joint Motion as Exhibit 1.
2. The Court approves the proposed modification of the Notice of Class Action and Proposed Settlement in the form attached to the Joint Motion as Exhibit 2.
3. The Court approves the Summary Notice in the form attached to the Joint Motion as Exhibit 3. The Court further approves the following publication schedule for the Summary Notice:
 - a. Albuquerque Journal: 9/7/06 (Thursday) and 9/13/06 (Wednesday);
 - b. Rio Grande Sun: 9/7/06 (Thursday) and 9/14/06 (Thursday); and
 - c. Santa Fe New Mexican: 9/7/06 (Thursday) and 9/15/06 (Friday).
4. The Court approves the text of the radio announcements in the form attached to the Joint Motion as Exhibit 4. The Court further approves the following schedule and radio stations for the radio announcements:
 - a. KABQ-FM (English and Spanish versions): three times per week for two successive weeks, beginning the week of September 4, 2006;

- b. KDCF-AM (English and Spanish versions): three times per week for two successive weeks, beginning the week of September 4, 2006;
- c. KKSS-FM (English version): three times per week for two successive weeks, beginning the week of September 4, 2006; and
- d. KJFA-FM (Spanish version): three times per week for two successive weeks, beginning the week of September 4, 2006.

5. The Court approves the following deadlines for filing Claim Forms, Opt-Out Forms and Objections:

- a. Claim Forms: postmarked or received no later than November 6, 2006 (60 days after initial mailing of the Notice Package);
- b. Opt-Out Forms: postmarked or received no later than November 6, 2006 (60 days after initial mailing of the Notice Package);
- c. Objections: postmarked or received no later than November 6, 2006 (60 days after initial mailing of the Notice Package).

IT IS SO ORDERED.

DATED: 9-18-06


U.S. DISTRICT COURT JUDGE

Submitted, Approved and Stipulated by:

Robert R. Rothstein
Mark H. Donatelli
John C. Biennu
Attorneys for Plaintiffs

Michael Dickman
Attorney for Santa Fe County Defendants

P. Scott Eaton
Attorney for Defendants MTC and Dixon

Kurt Wihl
Gary J. Van Luchene
Attorneys for Defendant MTC