

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 88-2406-CIV-ATKINS

MICHAEL POTTINGER, PETER  
CARTER AND BERRY YOUNG

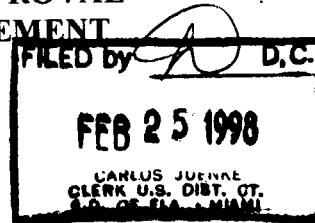
Plaintiffs,

vs.

CITY OF MIAMI,

Defendant.

**ORDER ON  
JOINT MOTION TO CERTIFY TO  
COURT OF APPEALS INTENT  
TO PROCEED WITH APPROVAL  
PROVISIONS OF SETTLEMENT  
AGREEMENT**



**THIS CAUSE** having come to be heard upon the JOINT MOTION TO CERTIFY TO THE COURT OF APPEALS INTENT TO PROCEED WITH APPROVAL PROVISIONS OF SETTLEMENT AGREEMENT, and the Court, having reviewed the Motion and the SETTLEMENT AGREEMENT (including Exhibits), it is hereby:

**ORDER AND ADJUDGED** that said motion is granted. This Court hereby certifies to the Eleventh Circuit Court of Appeals, that, upon remand of jurisdiction back to the District Court, it intends to proceed with the approval provisions of the Class Action SETTLEMENT AGREEMENT reached between the parties, i.e., paragraphs 26, 27 & 29.

**DONE AND ORDERED** in Chambers at Miami, Miami-Dade County, Florida, this

25<sup>th</sup> day of February, 1998.

[Signature]  
DISTRICT COURT JUDGE

Copies furnished to:  
Benjamin Waxman, Esq.  
Warren Bittner, Asst. City Atty.

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