

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

CAMERON MCCADDEN, a minor, by
his next friend, CRYSTAL
MCCADDEN

Case No. 2:18-cv-12377-DPH-MKM
Hon. Denise Page Hood

Plaintiff,

v.

CITY OF FLINT, et al.,

Defendants.

Attorneys for Plaintiff

Jonathan R. Marko (P72450)
Marko Law, PLC
645 Griswold Street, Suite 4100
Detroit, MI 48226
(313) 965-5555/Fax (313) 965-5556
jon@ernstmarkolaw.com

John Mark Finnegan (P68050)
Heberle & Finnegan
2580 Craig Road
Ann Arbor, MI 48130
(734) 302-3233
jmarkfinnegan@comcast.net

Mark P. Fancher (P56223)
Michael J. Steinberg (P43085)
American Civil Liberties Union Fund of
Michigan
2966 Woodward Ave.
Detroit, MI 48201
(313) 578-6822
mfancher@aclumich.org

*Attorney for City of Flint and Chief
Timothy Johnson*

William Y. Kim (P76411)
City of Flint Department of Law
1101 S. Saginaw St., 3rd Floor
Flint, MI 48502
(810) 766-7146
wkim@cityofflint.com

Attorney for Terrence Walker
Michael W. Edmunds (P55748)
Gault Davison, PC
8455 S. Saginaw St., Ste. 2
Grand Blanc, Michigan 48439
(810) 234-3633
medmunds@edmundslawoffice.com

*Attorney for Flint & Genesee Chamber
of Commerce*

Joseph A. Starr (P47253)
Ryan J. Koss (P79893)
Attorneys for Flint & Genesee
Chamber of Commerce
20700 Civic Center Dr., Ste. 290

1300 BROADWAY ST., 1 5TH FLOOR
DETROIT, MI 48226

JMARKOLAW.COM
(313) 777-7LAW



Susan Mizner
Claudia Center
American Civil Liberties Union
Foundation
39 Drumm Street
San Francisco, CA 94111
(415) 343-0762
center@aclu.org
smizner@aclu.org

Southfield, MI 48076
(248) 554-2700
jstarr@starrbutler.com
rkoss@starrbutler.com

**PLAINTIFF'S MOTION FOR APPROVAL OF SETTLEMENT,
ATTORNEYS FEES AND COSTS AND TO AUTHORIZE
DISBURSEMENTS**

NOW COMES Plaintiffs by and through their attorneys, and for her Motion for Approval of Settlement, Attorneys Fees and Costs and to Authorize Disbursements states as follows:

1. That this is a 1983 case involving a disabled minor.
2. Plaintiff, a disabled individual, was restrained at school with handcuffs.
3. A settlement has been reached with all parties.
4. The law firms representing the Plaintiffs expended certain monies and time in pursuing this matter for which are entitled to reimbursement for pursuant to their Contingency Fee Agreement. Those amounts will be presented at the hearing.

5. It is in Cameron's best interest to place the settlement proceeds into a Supplemental Needs Trust for his benefit to protect said benefits.

6. Plaintiff requests authority to establish a Supplemental Needs Trust for the benefit of Cameron McCadden as Grantor and Trustee pursuant to the Michigan Bridges Eligibility Manual (BEM) Sec. 401 which authorizes her as legal guardian to establish the Trust.

7. The Supplemental Needs Trust, which complies with 42 U.S.C section 1396p(d)(4)(A), would initially be funded with the settlement proceeds and would be supervised by the Genesee County Probate Court with Annual Accountings to be filed.

8. That in addition to the Plaintiff attorney's fees and costs, the Plaintiff has separately hired a probate attorney to administer and handle the probate proceedings and the trust. That attorney fee and costs will also need to be approved.

9. That the attorneys' fees and costs should be approved by this Honorable Court and disbursement authorized.

10. That this Honorable Court should approve the settlement.

11. That the balance of funds will be placed into a structured settlement for the benefit of Plaintiff. The structured settlement will be presented at the hearing.

12. That this Honorable Court should authorize distribution to the interested parties.

WHEREFORE, Plaintiff respectfully requests that this Honorable Court enter an Order Approving Settlement, Attorneys Fees and Costs and to Authorize Disbursements.

Respectfully submitted,

/s/ Jonathan R. Marko
Jonathan R. Marko (P72450)
MARKO LAW, PLLC
1300 Broadway Street
Fifth Floor
Detroit, MI 48226
Phone: 313-777-7529
Fax: 313-777-5785
Email: jon@jmarkolaw.com

Dated: June 12, 2020

CERTIFICATE OF SERVICE

I hereby certify that on June 12, 2020, I presented the foregoing paper to this Court's MiFile System which will send notification of such filing to the above listed attorneys of record.

/s/ Marissa A. Williams