

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF MISSISSIPPI
JACKSON DIVISION

A.M, by and through his next friend, Jeanette
Murry; on behalf of himself and all other persons
similarly situated,

Plaintiff,

v.

Case No.3:11cv344-TSL-MTP

JACKSON PUBLIC SCHOOLS BOARD OF
TRUSTEES, in its official capacity, et al.,

Defendants.

ORDER APPROVING SETTLEMENT

Before this Court is the Parties' Joint Motion for Approval of Settlement Agreement and Certification of Settlement Class. The Parties provided notice to class members of the proposed settlement and set a hearing and deadline by which the class members could file objections. Having received no objections, the Court conducted the fairness hearing on May 25, 2012. Having considered the pleadings, submissions and arguments of counsel, the Court finds that the settlement is fair, reasonable and adequate, and therefore is APPROVED.

It is hereby ordered that:

1. The Settlement Agreement is fair, reasonable, and adequate and results from serious, informed, non-collusive negotiations, has no obvious deficiencies, does not improperly grant preferential treatment to class representatives or segments of the class, and falls within the range of possible relief.
2. Class certification is granted for settlement purposes only. The settlement class is comprised of all students who currently attend and or will attend the Capital City Alternative School in the future.

3. Fair and reasonable notice of the proposed settlement was provided to the class. On May 4, 2012, Plaintiff's counsel mailed a copy of the Notice of Proposed Class Action Settlement and the Settlement Agreement to the 584 students currently attending Capital City Alternative School.
4. The Settlement Agreement settles only claims for declaratory and injunctive relief and the Settlement Agreement will not preclude any class member from bringing an individual damages claim against Defendants.
5. This case will be closed on the Court's docket, but not dismissed. The Court will retain jurisdiction for the purposes of monitoring and enforcement.

SO ORDERED AND ADJUDGED this the 25th day of May, 2012.



Hon. Tom S. Lee
UNITED STATES DISTRICT JUDGE