

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA,

Plaintiff,

-and-

THE VULCAN SOCIETY, INC., *for itself and on behalf of its members*, JAMEL NICHOLSON, and RUSEBELL WILSON, *individually and on behalf of a subclass of all other victims similarly situated seeking classwide injunctive relief*;

ROGER GREGG, MARCUS HAYWOOD, and KEVIN WALKER, *individually and on behalf of a subclass of all other non-hire victims similarly situated*; and

CANDIDO NUÑEZ and KEVIN SIMPKINS, *individually and on behalf of a subclass of all other delayed-hire victims similarly situated*,

Plaintiff-Intervenors,

-against-

THE CITY OF NEW YORK,

Defendant,

-and-

THE UNIFORMED FIREFIGHTERS ASSOCIATION
OF GREATER NEW YORK,

A Non-Aligned Party.

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NICHOLAS G. GARAUFIS, United States District Judge.

The parties have submitted to the court their views on how the individual relief and claims process in this case should be structured; in those filings, the City of New York and the United States have expressed a preference for the court to appoint current United States

Magistrate Judges as special masters for determinations of individual relief. (United States Br. on the Organization and Management of the Claims Process (Docket Entry # 678) at 27-28; City Mem. in Resp. to Brs. on Claims Process (Docket Entry # 688) at 2-4.) Plaintiff-Intervenors, on the other hand, contend that one or more special masters should be selected from the private bar. (Subclass Representatives' Mem. of Law Regarding Claims Process (Docket Entry # 676) at 3-6.)

For reasons that the court will discuss in greater detail in a forthcoming opinion, the court is unlikely to assign the task of overseeing the individual relief process to current Magistrate Judges. Therefore, the court gives the parties the opportunity to nominate candidates who are not sitting Magistrate Judges for the role of special master. See Fed. R. Civ. P. 53(b)(1). Any party wishing to nominate one or more candidates may do so by 6:00 p.m., February 24, 2012. The parties may submit their nominations directly to chambers by facsimile.

SO ORDERED.

Dated: Brooklyn, New York
February 21, 2012

United

NICHOLAS /S/ Nicholas G. Garaufis
G. GARAUFI
States District Judge