

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION

CASE NO. 04-20516-CIV-Jordan/Brown- KLEIP

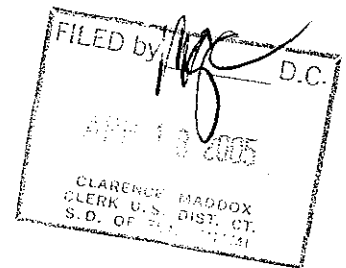
JUDITH HANEY, LIAT MAYER, JAMIE
LOUGHNER, DARCY SMITH, and
AMANDA WELLS, individually and on
behalf of a Class of all others similarly
situated,

Plaintiffs,

v.

MIAMI-DADE COUNTY, et al.,

Defendants.



**ORDER FOR PRELIMINARY APPROVAL OF
SETTLEMENT OF CLASS ACTION**

WHEREAS, plaintiffs JUDITH HANEY, LIAT MAYER, JAMIE LOUGHNER, DARCY SMITH and AMANDA WELLS, by and through attorneys, and defendants MIAMI-DADE COUNTY, CHARLES J. MCCRAY, MIAMI-DADE COUNTY CORRECTIONS AND REHABILITATIONS DEPARTMENT, CAPTAIN B. FULLER, and ACTING CAPTAIN M. ALADRO, by and through their attorneys, have entered into a Stipulation of Settlement intending to resolve all claims raised in this class action pending in this Court;

WHEREAS, the Stipulation of Settlement, together with the supporting materials, sets forth the terms and conditions for a proposed settlement and dismissal with prejudice of the pending class action against all defendants;

WHEREAS, the Court has before it and has reviewed the parties' Stipulated Motion for Preliminary Approval of Settlement of Class Action together with Stipulation of Settlement and supporting materials; and

WHEREAS, the Court is satisfied that the terms and conditions set forth in the Stipulation of Settlement were the result of good faith, arms length settlement negotiations between competent and experienced counsel for both plaintiffs and defendants, after mediation ordered by this Court before Retired Circuit Court Chief Judge Gerald T. Wetherington;

IT IS HEREBY ORDERED AS FOLLOWS:

I. PRELIMINARY APPROVAL OF SETTLEMENT AND APPROVAL OF SETTLEMENT CLASS

1. The terms of the Stipulation of Settlement are hereby preliminarily approved, subject to further consideration thereof at the Fairness Hearing provided for below. The Court finds that the settlement is sufficiently within the range of reasonableness and that notice of the proposed settlement should be given as provided in this Order.

2. The Court hereby orders that the proposed Third Amended Complaint, submitted as Exhibit 3 to the Stipulated Motion for Preliminary Approval of Provisional Settlement Class and Settlement of Class Action, shall be filed and the previous answer of defendants to the Second Amended Complaint shall be deemed an answer to the Third Amended Complaint with the further provision that any additional allegation in the Third Amended Complaint not included in the Second Amended Complaint shall be deemed denied.

3. The Court hereby orders that the class of persons defined in Paragraph 14 of the Stipulation of Settlement filed and incorporated by reference herewith is certified as a Provisional Settlement Class.

4. The Court further conditionally finds that plaintiffs JUDITH HANEY, LIAT MAYER, JAMIE LOUGHNER, DARCY SMITH, and AMANDA WELLS are adequate class representatives for the Settlement Class.

5. The Court further finds that plaintiffs' counsel Mark E. Merin of the Law Office of Mark E. Merin, Andrew C. Schwartz of the law office of Casper Meadows & Schwartz, and Randall C. Berg, Jr., of the Florida Justice Institute, Inc. are adequate class counsel.

6. The Court approves the Notice of Proposed Settlement of Class Action Strip Search Case attached hereto as Exhibit A and further approves the method by which notice is proposed to be given.

7. If, pursuant to the terms of the Stipulation of Settlement, the settlement is not consummated, the conditional certification of the Settlement Class and preliminary approval of the Stipulation of Settlement shall be void and the parties shall have reserved all of the rights to continue with any litigation or further mediation or settlement discussions.

8. The Bar Date, as defined in paragraph 2 of the Stipulation of Settlement, shall be September 1, 2005.

II. NOTICE TO SETTLEMENT CLASS MEMBERS, APPROVAL OF CLASS COUNSEL, AND EMPLOYMENT OF CLASS CLAIM ADMINISTRATOR

9. Counsel for the class ("class counsel") are as follows:

Mark E. Merin, Esq.
Law Office of Mark E. Merin
P.O. Box 255428
Sacramento, CA 95865
(916) 443-6911 - Telephone
(916) 447-8336 - Facsimile
office@markmerin.com - E-mail

** As modified.*

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Andrew C. Schwartz, Esq.
Casper, Meadows & Schwartz
2121 N. California Blvd., Suite 1020
Walnut Creek, CA 94596
(925) 947-1147 - Telephone
(925) 947-1131 - Facsimile
schwartz@cmslaw.com - E-mail

Randall C. Berg, Jr., Esq.
Florida Justice Institute, Inc.
2870 Wachovia Financial Center
200 South Biscayne Boulevard
Miami, Florida 33131-2310
(305) 358-2081 - Telephone
(305) 358-0910 - Facsimile
rcberg@bellsouth.net - E-mail

10. Counsel for defendants are as follows:

Jeffrey P. Ehrlich, Esq.
Susan Torres, Esq.
Assistant County Attorneys
111 N.W. First Street, Suite 2810
Miami, FL 33128-1993
(305) 375-1515 - Telephone
(305) 375-5634 - Facsimile
ehrllich@miamidade.gov - E-mail

11. Class Claims Administrator is as follows:

Settlement Services, Inc.
Mark Patton, Projects Coordinator
2032-D Thomasville Road
Tallahassee, FL 32308
(850) 385-1551 - Telephone
(850) 385-6008 - Facsimile
mpatton@nettally.com - E-mail

12. Beginning no later than June 1, 2005, counsel for the parties acting with the Class Claims Administrator shall cause to be disseminated the Notice and Claim Form, substantially in the form attached as Exhibits A and B hereto, in the manner set forth in paragraphs 49 through 51 of the Stipulation of Settlement. Such summary notice as the parties agree will be published in

accordance with the terms of the settlement and announcements summarizing the proposed settlement shall be made on such radio stations as the parties agree as provided in paragraph 51 of the Stipulation of Settlement. Class members will have up to and including September 1, 2005, in which to opt out of this settlement, to object to the settlement or to file claims. Prior to the Fairness Hearing, the Claims Administrator shall file and serve a sworn statement attesting to compliance with the provisions of this paragraph.

13. The notice to be provided as set forth in the Stipulation of Settlement is hereby found to be the best means practicable of providing notice under the circumstances and, when completed, shall constitute due and sufficient notice of the proposed settlement and the Fairness Hearing to all persons and entities affected by and/or entitled to participate in the settlement, in full compliance with applicable statutes, due process, the Constitution of the United States, and other applicable laws. The notices are accurate, objective, informative and provide class members with all of the information necessary to make an informed decision regarding their participation in the settlement and its fairness.

14. Counsel for the respective parties are authorized to retain Settlement Services, Inc., 2032-D Thomasville Road, Tallahassee, Florida 32308, as Class Claims Administrator in accordance with the Stipulation of Settlement and this Order.

III. REQUESTS FOR EXCLUSION FROM THE SETTLEMENT CLASS

15. Any member of the Settlement Class who wishes to be excluded (“opt out”) from the Settlement Class must send a written request for exclusion to the Court, so that it is received by the Court at the address indicated in the mailed and published Notice on or before the Bar Date. The request for exclusion shall fully comply with requirements set forth in the Stipulation of Settlement. Members of the Settlement Class may not exclude themselves by filing requests

for exclusion as a group or class, but must in each instance individually and personally execute a request for exclusion and timely transmit it to the Court.

16. Any member of the Settlement Class who does not properly and timely request exclusion from the Settlement Class shall be bound by all of the terms and provisions of the Stipulation of Settlement, including but not limited to the releases, waivers and covenants described in the Stipulation of Settlement, whether or not such person objected to the settlement and whether or not such person made a claim upon or participated in the Settlement Fund created pursuant to the Stipulation of Settlement.

IV. THE FAIRNESS HEARING

17. A hearing on final approval, the "Fairness Hearing," is hereby scheduled to be held before this Court on ~~Thursday~~^{Friday}, September ~~22~~²³, 2005, at ~~9:00~~^{10:00} a.m., to consider the fairness, reasonableness, and adequacy of the proposed settlement, the dismissal with prejudice of these class action complaints with respect to the released parties herein, and the entry of final judgment in the class action. Class counsel's application for award of attorney's fees and costs shall be heard at the time of the Fairness Hearing. *close*

18. The date and time of the Fairness Hearing shall be set forth in the Notice, but the Fairness Hearing shall be subject to adjournment by the Court without further notice to the members of the Settlement Class other than that which may be issued by the Court.

19. Any person who does not elect to be excluded from the Settlement Class may, but need not, enter an appearance through his or her own attorney. Settlement Class members who do not enter an appearance through their own attorneys will be represented by class counsel.

20. Any person who does not elect to be excluded from the Settlement Class may, but need not, submit comments or objections to the proposed settlement. Any class member may

object to the proposed settlement, entry of the final order and judgment approving the settlement, and class counsel's application for fees and expenses by filing and serving a written objection.

21. Any class member making the objection (an "objector") must sign the objection personally. Any objection must state why the objector objects to the proposed settlement and provide the basis to support such position. If an objector intends to appear personally at the Fairness Hearing, the objector must include with the objection a notice of the objector's intent to appear at the hearing.

22. Objections, along with any notice of intent to appear, must be filed with the Court no later than September 1, 2005. If counsel is appearing on behalf of more than one class member, counsel must identify each such class member and each class member must have complied with the requirements of this order. These documents must be filed with the clerk of the Court at the following address: United States District Court, Southern District of Florida, Miami Division, Judge Adalberto Jordan, 301 North Miami Avenue, 8th Floor, Miami, Florida 33128.

23. Objections, along with any notice of intent to appear, must also be mailed to class counsel and counsel for defendants at the addresses listed below:

Counsel for the class ("class counsel") is as follows:

Class Counsel
c/o Randall C. Berg, Jr., Esq.
Florida Justice Institute, Inc.
2870 Wachovia Financial Center
200 South Biscayne Boulevard
Miami, Florida 33131-2310
(305) 358-2081 - Telephone
(305) 358-0910 - Facsimile
rcberg@bellsouth.net - E-mail

Counsel for defendants are as follows:

Jeffrey P. Ehrlich, Esq.
Susan Torres, Esq.
Assistant County Attorneys
111 N.W. First Street, Suite 2810
Miami, FL 33128-1993
(305) 375-1515 - Telephone
(305) 375-5634 - Facsimile
ehrllich@miamidade.gov - E-mail

24. Only class members who have filed and served valid and timely notices of objection shall be entitled to be heard at the Fairness Hearing. Any class member who does not timely file and serve an objection in writing to the settlement, entry of final order and judgment, or to class counsel's application for fees and expenses, in accordance with the procedure set forth in the class notice and mandated in the order, shall be deemed to have waived any such objection by appeal, collateral attack, or otherwise.

25. Persons wishing to be heard at the Fairness Hearing are required to file written comments or objections and indicate in their written comments or objections their intention to appear at the Fairness Hearing. Settlement Class members need not appear at the hearing or take any other action to indicate their approval.

26. All members of the Settlement Class who do not personally and timely request to be excluded from the class are enjoined from proceeding against the defendants until such time as the Court renders a final decision regarding approval of the settlement and, if the settlement is approved, enters final judgment as provided in the Stipulation of Settlement.

V. OTHER PROVISIONS

27. Upon approval of the settlement provided for in the Stipulation of Settlement, each and every term and provision shall be deemed incorporated herein as if expressly set forth

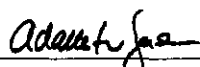
and shall have the full force and effect of an order of this Court.

28. Magistrate Judge ~~Steven Brown~~ ^{Ted Klein} of the United States District Court is hereby appointed to serve as Special Master to review and resolve certain disputes pursuant to the terms of the Stipulation of Settlement.

29. All reasonable costs incurred in notifying members of the Settlement Class as well as administering the Stipulation of Settlement shall be paid as set forth in the Stipulation of Settlement.

IT IS SO ORDERED.

DATED: April 18, 2005



HON. ADALBERTO JORDAN
U.S. DISTRICT JUDGE
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

EXHIBIT A
ORDER FOR PRELIMINARY APPROVAL OF SETTLEMENT

NOTICE OF PROPOSED SETTLEMENT OF CLASS ACTION STRIP SEARCH CASE

If you were arrested and booked at a Miami-Dade County Pre-Trial Detention Center and strip-searched before your first appearance between March 5, 2000 and February 28, 2005, you may be entitled to monetary compensation under a class action settlement.

There is presently pending a lawsuit filed as a class action in the United States District Court, Southern District of Florida, Miami Division. The parties have proposed a Settlement which, if it receives final approval, will provide that certain persons subject to pre-first appearance strip searches at the Miami-Dade Pre-Trial Detention Centers will receive money. Records of the Miami-Dade County Corrections and Rehabilitations Department show that you may have been subjected to a strip search after an arrest and before your first appearance. To receive monetary compensation in this pending settlement, you must fill out and mail a claim form.

**If You Wish to Claim Monetary Compensation,
Obtain, Fill out and Mail the Claim Form as Soon as Possible but No Later than September 1, 2005.**

For more information, please read this notice.

**PLEASE READ THIS ENTIRE NOTICE CAREFULLY.
YOU MAY BE ENTITLED TO RECEIVE A PAYMENT.**

There is now pending in the United States District Court, Southern District of Florida, Miami Division, an action filed as a class action on behalf of persons allegedly illegally strip searched by Miami-Dade County employees between March 5, 2000, and February 28, 2005. A Stipulation of Settlement, approved preliminarily by the Court, defines the class and sub-classes included in this settlement as follows:

- a. All females arrested on municipal ordinance, infraction or misdemeanor charges not involving violence, drugs or weapons who were transported to the Women's Detention Center and strip searched prior to their first appearance, except persons strip searched at the Women's Detention Center on "probable cause" reported in writing on an incident form; and
- b. All females arrested on charges relating to prostitution from March 5, 2000, until February 8, 2005, when the practice of strip searching all persons charged with prostitution was officially terminated; and
- c. All persons arrested a felony or on charges relating to violence, drugs or weapons who were strip searched, prior to their first appearances, without a written authorization for the strip search having been first obtained from a supervising officer from March 5, 2000, until February 28, 2005, the date when the policy of strip searching detainees prior to obtaining a written authorization was terminated.

You have received this Notice either because Miami-Dade County records indicate that you may be in the class or you contacted the Claims Administrator. Whether or not you qualify as a class member will be based solely upon the Miami-Dade County records. If these records do not contain your name and show you to be within the definition of the class, you will not qualify.

This Notice is to inform you that a settlement has been proposed in this action and that, as a potential class member, your rights may be affected by the settlement. This Notice also summarizes the terms and effect of the proposed settlement, what you can do to participate in it, how you may obtain money under the settlement and what you must do if you choose to exclude yourself from the class.

SUMMARY OF THE PROPOSED TERMS

A Settlement Agreement ("Settlement") was entered into after intensive negotiations between the parties, conducted with the assistance of a third party mediator. The Parties are requesting that the Court approve the Settlement.

A. Parties to the Settlement.

The parties to the Settlement are the Plaintiffs named in Haney, et al v. Miami-Dade County, et al., United States District Court, Southern District of Florida, Miami Division, Case No. 04-20516-Civ Jordan/Brown filed on behalf of themselves and the Settlement Class, and various defendants including the Miami-Dade County and Miami-Dade Corrections and Rehabilitations Department. Counsel for the class are Mark E. Merin, The Law Office of Mark E. Merin, 2001 P Street, Sacramento, CA 95814; Andrew C. Schwartz, Casper, Meadows & Schwartz, 2121 N California Boulevard, Suite 1020, Walnut Creek, CA 94596; and Randall C. Berg, Jr., Florida Justice Institute, Inc., 2870 Wachovia Financial Center, 200 South Biscayne Blvd., Miami, FL 33131-23 10.

B. Defendants Do Not Admit Any Liability

Plaintiffs allege that the acts and/or omissions which are the subject of the claims covered by this action (strip searches) violated various state and federal laws. Defendants deny all allegations of wrongdoing and deny any liability to plaintiffs or to any other class members. The parties have agreed that, in order to avoid long and costly litigation, this controversy should be settled pursuant to the terms of the settlement as described in this Notice, subject to the approval of the Court.

C. Monetary Terms of Settlement

1. Payment of Claims

Defendants shall pay a maximum of \$4,550,000.00 under the terms of the settlement which will referred to as the Class Fund.

In addition to funds reserved for the payment of Class Claims, Class Counsel will receive, subject to approval of the Court, a fee of \$1,000,000.00 as attorney's fees and up to \$100,000.00 for reimbursement of itemized costs and expenses. Up to \$300,000.00 will be available for the costs of claim administration.

2. Payment to Representative Plaintiffs

Under the terms of the settlement, representative plaintiffs and those who had entered into retainer agreements with the class counsel will receive a total of \$300,000.00 to be allocated among them.

3. Payment to Class Members Who File Claims

Money for the class will be paid out based on a distribution formula, subject to payments being proportionately reduced if the total value of verified claims exceeds \$4,550,000.00. Pursuant to that distribution formula all women arrested on municipal ordinance, infraction or misdemeanor charges not involving violence, drugs or weapons, who were transported to the Women's Detention Center and strip searched there prior to their first appearance will receive a minimum of \$1,000.00 (One Thousand Dollars) (subject to possible reduction) and increments of \$500.00 based on answers to questions on a claim form to be submitted under penalty of perjury. For each qualifying strip search following a fresh arrest during the claims period, each such claimant will receive an additional \$1,000.00.

All women arrested on charges relating to prostitution during the period from March 5, 2000, to February 8, 2005, will receive a minimum of \$1,000.00 (subject to reduction) for each strip search prior to first appearance during the claims period and additional increments based on answers to claim form questions to be submitted under penalty of perjury.

All persons arrested on charges relating to violence, drugs, or weapons who were strip searched, prior to their first appearance, without a written authorization for the strip search having been first obtained from a supervising officer during the period from March 5, 2000, to February 28, 2005, will be entitled to receive a payment of \$10.00, if they timely submit a claim form. Read the rest of this Notice to find out how to get a claim form.

D. Strip Search Policy

Defendants will not strip search persons prior to first appearance, unless prior written authorization for the strip search has been obtained from a supervising officer. Defendants will not strip search, prior to first appearances, persons charged with offenses relating to prostitution or those arrested on infractions or ordinance violations or misdemeanors not involving violence, drugs, or weapons, without reasonable suspicion that a strip search would be productive of contraband or weapons.

E. Your Options as a Class Member

1. Be Bound by, and Participate in the Settlement.

To qualify for a payment, you must send in a completed Claim Form to the Claims Administrator. If you receive a notice by First Class Mail, a Claim Form will be included in the notice package. You can also get a Claim Form by: (1) calling this toll free number: [800-Number]; (2) visiting the website, [web site]; or (3) writing the Claims Administrator at: Haney, et al. Strip Search Class Action, c/o Claims Administrator, Settlement Services, Inc., 2032-D Thomasville Road, Tallahassee, Florida 32308.

You have until September 1, 2005, to submit a claim or to opt -out of the settlement. Mail your completed Claim Form to: Haney, et al. Strip Search Class Action, c/o Claims Administrator, Settlement Services, Inc., 2032-D Thomasville Road, Tallahassee, Florida 32308.

Remember, if you do not submit a Claim Form, you cannot get a payment. If you submit a claim form, you will be bound by the settlement and receive money (if you are a class member). If you do not submit a claim form but do not exclude yourself from the class (as explained in the next paragraph), you will be bound by the terms of the Settlement and dismissal entered in this case, but you will not receive any money.

By participating in this Settlement you will be waiving all your rights to all claims up to and including February 28, 2005, related to strip searches at the Miami-Dade Pre-Trial Detention Centers, even those of which you are not presently aware.

2. Exclude Yourself From the Class

You do not have to take part in the Settlement or be a member of the class. This is called "excluding" yourself. If you exclude yourself, you can not get a payment and you can not object to the Settlement. Any Court orders will not apply to you. To exclude yourself, you must sign a request for exclusion letter that states that you want to be excluded from Haney, et al. v. Miami-Dade County, et. al., United States District Court, Southern District of Florida, Miami Division, Case No. 04-20516-CIV Jordan/^{Klein}~~Brown~~. Your exclusion letter must be mailed and postmarked before September 1, 2005, to: Haney, et al. Strip Search Class Action, c/o Claims Administrator, Settlement Services, Inc., 2032-D Thomasville Road, Tallahassee, Florida 32308.

If you do not follow these instructions properly, you will lose your right to exclude yourself. If you exclude yourself, you cannot get any money from the Settlement of this case and you cannot tell the Court you do not like the Settlement (which is called "objecting"). If you exclude yourself, you are no longer part of the class or the Settlement. But you can sue or be part of a different lawsuit about the claims in this case.

F E Fairness Hearing and Process for Objections.

A fairness hearing will be held on September ²³~~22~~, 2005, at ^{10:00}~~9:00~~ a.m., at the United States District Court, Southern District of Florida, Miami Division, 301 N. Miami Avenue, Courtroom 8, Miami, Florida. If you are a class member and do not exclude yourself, you can tell the Court you do not like the Settlement or some part of it at this hearing. This is called objecting to the Settlement. For example, you can say you do not think the Settlement is fair or adequate. The Court will consider your views.

To object, you must send a letter to the court that contains all of the following:

1. The name and title of the lawsuit, Haney, et al. v. Miami-Dade County, et al., United States District Court, Southern District of Florida, Miami Division, Case No. 04-20516 CIV Jordan/^{Klein}~~Brown~~;
2. A statement of each objection you have and the facts that support the objections;
3. A description of any law or case supporting the objections;
4. A statement on whether or not you or your lawyer will ask to appear at the Fairness Hearing to talk about your objections, and, if so, how long you will need to present your objections; and
5. Copies of any documents you or your lawyer will present at the Fairness Hearing.

At the hearing on the proposed settlement, the Court may schedule further hearings without further notice to the class. The matters considered at such future hearings may include, but shall not be limited to, further consideration of the fairness and adequacy of the proposed settlement, the determination of the settlement of individual claims filed by class members, consideration of the request for attorneys' fees and reimbursement of costs and expenses to class counsel, and the form and entry of the final judgment of dismissal in the event the proposed settlement is approved by the court.

Individually, or through counsel, any class member has the right to object to the proposed Settlement as a whole, to the amount of attorneys' fees and costs of Class Counsel, or to any portion of either. ANY SUCH OBJECTIONS MUST BE FILED IN WRITING ON OR BEFORE SEPTEMBER 1, 2005, IN THE UNITED STATES DISTRICT COURT, SOUTHERN DISTRICT OF FLORIDA, MIAMI DIVISION, 301 N. MIAMI AVENUE, COURTROOM 8, MIAMI, FLORIDA, ATTENTION: CLERK, RE: HANEY, ET AL. V. MIAMI-DADE COUNTY, ET AL., CASE NO. 04-20516-CIV JORDAN/^{Klein}~~BROWN~~. If you wish to appear and present your objections at the fairness hearing, you must also submit a Notice of Intention to Appear that identifies the case, contains your name and address, and explains the reason the appearance is desired. The Notice of Intention to Appear and any objections must be filed with the Court on or before September 1, 2005. You may be represented by your own attorney. If you are to be represented by an attorney at the hearing, his or her name, address and telephone number must be included in the Notice of Intention to Appear as well.

A copy of the Statement of Objection and/or Notice of Intention to Appear must also be mailed to: Florida Justice Institute, Inc., 2870 Wachovia Financial Center, 200 South Biscayne Blvd., Miami, FL 33131-2310 and Dade County Attorney's Office, Metro Dade Center, 111 NW 1st St, Suite 2810, Miami, FL 33128-1993 ATTN: Jeffrey P. Ehrlich.

G ~~X~~ How to Obtain Further Information

For additional information regarding the Settlement and Claim Form, or a copy of the Settlement Agreement, Claim Form or Class Counsel's Application for Attorney's Fees, you or your counsel should contact: Haney, et al, Strip Search Class Action, c/o Claims Administrator, Settlement Services, Inc., 2032-D Thomasville Road, Tallahassee, Florida 32308. You may also check the Class Administrator's website at [web address] or call [800 Number]. You may also obtain detailed information about the case by examining the Court file located in the office of the Clerk of the United States District Court, Southern District of Florida, Miami Division, 301 N. Miami Avenue, Courtroom 8, Miami, Florida.

H ~~G~~ Court Approval.

Although the Court has reviewed the proposed Settlement, no decision has been, or will be, reached by the Court, until the Fairness Hearing. This Notice does not indicate that the Court has approved the Settlement.

EXHIBIT B
ORDER FOR PRELIMINARY APPROVAL OF SETTLEMENT

CLAIM FORM

MIAMI-DADE STRIP SEARCH LAW SUIT

CLASS ACTION CLAIM FORM (HANEY, ET AL. V. MIAMI-DADE COUNTY, ET AL.)
UNITED STATES DISTRICT COURT, SO. DIST. OF FLORIDA
MIAMI DIVISION, CASE NO. 04-20516-CIV-JORDAN/BROWN

FILL OUT THIS FORM IF:

KLEIP

(1) YOU ARE A FEMALE AND WERE ARRESTED ON A CHARGE RELATING TO PROSTITUTION BETWEEN MARCH 5, 2000, AND FEBRUARY 8, 2005, AND WERE STRIP SEARCHED AT THE MIAMI-DADE PRE-TRIAL DETENTION CENTER WITHOUT PROBABLE CAUSE PRIOR TO A FIRST APPEARANCE;

AND/OR

(2) YOU ARE A FEMALE AND WERE ARRESTED ON A MISDEMEANOR (OR INFRACTION OR ORDINANCE VIOLATION) NOT INVOLVING VIOLENCE, DRUGS, OR WEAPONS AND WERE STRIP SEARCHED AT THE MIAMI-DADE PRE-TRIAL DETENTION CENTER OR THE MIAMI-DADE WOMEN'S DETENTION CENTER WITHOUT PROBABLE CAUSE, PRIOR TO A FIRST APPEARANCE BETWEEN MARCH 5, 2000, AND AUGUST 11, 2004, (ALL MEMBERS OF THIS CLASS WHO QUALIFY WILL RECEIVE A **MINIMUM OF \$1,000**) UNLESS REDUCED BY 50% FOR HAVING PREVIOUSLY SERVED TIME IN STATE PRISON;

OR

(3) YOU WERE ARRESTED ON A FELONY OR A CHARGE INVOLVING VIOLENCE, DRUGS OR WEAPONS, AND WERE STRIP SEARCHED, BEFORE YOUR FIRST APPEARANCE, AT A MIAMI-DADE DETENTION CENTER BETWEEN MARCH 5, 2000, TO FEBRUARY 28, 2005, (ALL MEMBERS OF THIS CLASS WHO QUALIFY WILL BE ENTITLED TO RECEIVE A PAYMENT OF \$10.00).

You must complete and submit this claim form no later than September 1, 2005, to qualify for payment from settlement of this class action strip search case against Miami-Dade County and others. If you do not return a completed claim form by the due date you will receive no money from the settlement.

CLASS ACTION CLAIM FORM

_____ (Bar Code)

Name _____
Address _____
City, State, Zip Code _____
Phone #: _____
FL. Driver's License No. _____

Social Security Number: _____
Date of Birth: _____

Claim No. _____
Please enter your correct name, and address here if it does not appear to the left.
Name: _____
Address: _____

----- * ----- * ----- * ----- * ----- * ----- * -----

Were you arrested and strip searched prior to first appearance at a Miami-Dade Detention Center at any time between March 5, 2000, and February 28, 2005?

Yes No

If you answered "yes" to the above, or you are unsure of the date, please continue to answer the questions below.

Note: Not all persons strip searched at a Miami-Dade Detention Center during the class period (March 5, 2000 to February 28, 2005) will be entitled to payment. If you were charged with a crime involving drugs, weapons or violence, you will be entitled only to a payment of \$10.00 for each pre-first appearance strip search following an arrest during the class period. Eligibility will be based solely on records maintained by the Miami-Dade County Department of Corrections and Rehabilitations.

Use the return envelope (or any other envelope) and mail the completed claim form to: Class Claim Administrator: Haney, et al. Strip Search Class Action, c/o Claims Administrator, Settlement Services, Inc., 2032-D Thomasville Road, Tallahassee, Florida 32308.

Answer each of the following questions by placing a check in the "yes" or "no" box at the end of the question. The amount of money you receive under this claims process will be based solely on the answers to questions you provide. **CAUTION – THESE ANSWERS ARE GIVEN UNDER PENALTY OF PERJURY.**

Questions

- | | Yes | No |
|--|--------------------------|--------------------------|
| 1. Did you have a significant physical disability (such as scarring, amputation, malformation or disfigurement) or a mental disability (such as a medically diagnosed psychiatric condition) at the time of any pre-first appearance strip search? | <input type="checkbox"/> | <input type="checkbox"/> |
| 2. Were you menstruating during the strip search? | <input type="checkbox"/> | <input type="checkbox"/> |
| 3. Were you more than two months pregnant during the strip search? If so, did you carry your child to term? Yes ___ or No ___. If Yes, state name _____ and date of birth _____. | <input type="checkbox"/> | <input type="checkbox"/> |

CRIMINAL FRAUD WILL RESULT IN DENIAL OF YOUR CLAIM.

I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF FLORIDA THAT THE ABOVE IS TRUE AND CORRECT.

DATED: _____ SIGNATURE: _____

The information given here is private and will remain confidential, subject to the provisions of Florida's Public Records Act, which may require the disclosure of information provided. If you have any questions about this lawsuit, write to the Claims Administrator at Haney, et al. Strip Search Class Action, c/o Claims Administrator, Settlement Services, Inc., 2032-D Thomasville Road, Tallahassee, Florida 32308, or visit the website at www._____.

THIS CLAIM FORM MUST BE SIGNED AND RETURNED WITH A POSTMARK NO LATER THAN SEPTEMBER 1, 2005.

If you would like your settlement check mailed to an address other than that on the first page of the Claim Form, provide it here: (Address if different) to which settlement check should be mailed:

Kari

From: E-File_FLSD@flsd.uscourts.gov
Sent: Wednesday, April 13, 2005 9:45 AM
To: rcberg@bellsouth.net
Subject: Fw: The attached electronic order you submitted has been received.

See information listed below. Thank you

----- Forwarded by E-File FLSD/FLSD/11/USCOURTS on 04/13/2005 12:46 PM -----

Ticket EFFL-6BEMNC

Date: 04/13/2005

Dear Counsel:

Subject: The attached electronic order you submitted has been received. Thank you for using our e-filing system.

CM/ECF COMING EARLY 2006

The United States District Court for the Southern District of Florida is planning to implement the Case Management/Electronic Case Files (CM/ECF) system in early 2006. CM/ECF will provide full electronic noticing via e-mail and user friendly electronic case filing features similar to this system. CM/ECF will replace the e-filing system and FaxBack. Therefore attorneys will be asked to register for CM/ECF at some point later this year. Please view our website at www.flsd.uscourts.gov to keep current with CM/ECF developments.

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4/13/2005