

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE**

DALE DARE, on behalf of himself and on
behalf of others similar situated,

Plaintiffs

v.

Civil No. 02-251-P-C

KNOX COUNTY and DANIEL DAVEY, in
his individual capacity and in his official
capacity as Knox County Sheriff,

Defendants

Gene Carter, Senior District Judge

JUDGMENT

As directed by the Court, Plaintiffs have filed the following certifications:

- (1) the number of class members who have had their Proofs of Claim approved;
- (2) the reasonable cost to cover the work remaining by the Claims Administrator; and
- (3) a proposed final accounting of the settlement funds.

The Claims Administrator's final accounting of the settlement fund shows the projected balance in the settlement fund as of August 23, 2007 to be Three Million Thirty-Five Thousand Four Hundred Eighty and 48/100ths Dollars (\$3,035,480.48).

The Court **APPROVES** the following distributions from the settlement fund proposed by the Claims Administrator:

(1) Seven Hundred and Fifty Thousand Dollars (\$750,000), previously determined by the Court to be a fair and reasonable fee, to Lipman, Katz & McKee, P.A. for attorneys' fees;

(2) Twenty Three Thousand Eight Hundred Twenty-Two and 74/100ths Dollars (\$23,822.74) to Lipman, Katz & McKee, P.A. for litigation expenses, also previously determined by the Court;

(3) Five Thousand Dollars (\$5,000) to Dale Dare as an incentive award for his role as class representative;

(4) Five Hundred Dollars (\$500) to each of the 19 deposed class members who filed an approved Proof of Claim.

The Court also **APPROVES** the following reservations from the settlement fund proposed by the Claims Administrator:

(1) Twelve Thousand Five Hundred Ninety-Six and 75/100ths Dollars (\$12,596.75) for the Claims Administrator for work done from June 1, 2007 through the final distribution of the funds in the settlement fund; and

(2) Three Thousand Dollars (\$3,000) for state and federal income tax liability of the settlement fund.

The total amount of money in the settlement fund remaining available for distribution is Two Million Two Hundred Thirty-One Thousand Five Hundred Sixty and 99/100ths Dollars (\$2,231,560.99). The Claims Administrator has approved Proofs of Claim for 376 class members. Based on these figures, the Court **APPROVES** the Claims Administrator's proposed distributive share for each class member in the amount of Five Thousand Nine Hundred Thirty-Five Dollars (\$5,935.00).

The Court **ORDERS** that the distributions approved above be made out of the settlement funds by the Claims Administrator in accordance with the terms of this Judgment only after the time for filing of any appeal from this Judgment has expired

without any appeal or, if an appeal is filed, after final resolution of such appeal is accomplished, and this Order for distribution of funds is hereby **STAYED** accordingly.

/s/ Gene Carter

GENE CARTER
Senior U.S. District Court Judge

Dated at Portland, Maine this 4th day of September, 2007.