

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

PAUL ADAM KAHLER, on behalf of himself and
on behalf of a class of others similarly situated,

Plaintiffs,

v.

03-cv-1324

THE COUNTY OF RENSSELAER, et al.

Defendants.

THOMAS J. McAVOY
Senior United States District Judge

ORDER

For the reasons more fully stated from the bench on September 13, 2004, it is
hereby ORDERED that:

1. The motion to certify the class is GRANTED;
2. The motion for final approval of the proposed settlement is GRANTED IN PART
AND DENIED IN PART as follows:
 - a. The settlement is APPROVED concerning the payments to
be made to class members;
 - b. The application for \$66,000 in incentive fees is DENIED.
\$5,000 in incentive fees will be ALLOWED to Mr. Bruce.
All other applications for incentive fees are DENIED;

c. The application for \$580,000 in attorneys' fees is DENIED.
The Court ALLOWS a total of \$442,701.74 for attorneys' fees, litigation expenses and administrative costs.

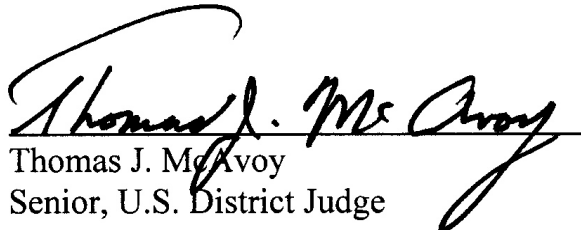
3. In light of the settlement, the following cases are hereby DISMISSED WITH PREJUDICE: 02-cv-847 and 03-cv-1324.

4. All class members who have not timely filed a Request for Exclusion are barred and enjoined from commencing and/or prosecuting any settled claim or action against the Defendants.

5. Any class member who has not timely filed a Request for Exclusion is enjoined from initiating any action or continuing to prosecute any filed action in any forum.

IT IS SO ORDERED.

Dated: September 23, 2004


Thomas J. McAvoy
Senior, U.S. District Judge