

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
CENTRAL DIVISION

JULIA M, et al.,)
)
 Plaintiffs,)
)
 v.) Case No. 07-4036-CV-C-NKL
)
 DEBORAH E. SCOTT, et al.,)
)
 Defendants.)
)

ORDER

WHEREAS, this action was brought as a class action pursuant to Rule 23 of the Federal Rules of Civil Procedure;

WHEREAS, by Order dated June 25, 2007, the Court certified a class consisting of "All children residing in Missouri and who are receiving or who will receive MC+ health coverage and are required to pay a premium under Mo. Rev. Stat. § 208.640";

WHEREAS, counsel for Plaintiffs and counsel for Defendants have entered into a Release and Settlement Agreement ("Settlement") which, if approved by the Court, would dispose of the claims made in this action by plaintiffs; and

WHEREAS, counsel for the parties have jointly moved the Court, pursuant to Rule 23 (e)(1) (c) of the Federal Rules of Civil Procedure, for approval of the proposed Settlement, for a hearing thereon, and for authorization of the notice of the hearing to be provided to members of the plaintiff class;

NOW, THEREFORE, IT IS ORDERED THAT:

1. A hearing pursuant to Rule 23(e) of the Federal Rules of Civil Procedure shall be held before the undersigned on April 18, 2008, for the purpose of determining whether the

proposed Settlement is fair, reasonable, and adequate, and should be approved by the Court. The hearing shall take place before the Honorable Nanette Laughrey, United States Courthouse, 131 W. High Street, Jefferson City, Missouri 65101, and will begin at 9:00 a.m. The hearing may be adjourned or continued from time to time without further notice.

2. The Notice of Proposed Settlement of Class Action ("Notice") attached hereto is hereby approved.

3. On or before March 21, 2008, the Defendants shall cause the Notice in English and Spanish to be posted in a public area at all Family Support Division local county offices, and in public areas of all DSS offices. Defendants shall cause the notice to be distributed to all Family Support Division caseworkers. The Notice distributed to caseworkers shall be the same size as all notices posted by the Defendants. On or before March 21, 2008, Defendants shall also publish the Notice in English and Spanish on the DSS web site http://www.dss.mo.gov/pr_health.htm. Defendants shall also cause the Notice to be published in English and Spanish in the legal notice section of The St. Louis Post-Dispatch, Kansas City Star, Springfield News-Leader, Columbia Daily Tribune, and Southeast Missourian on Monday, March 24, 2008, Saturday April 5, 2008 and Sunday April 13, 2008. Additionally, by March 21, 2008, plaintiffs' counsel shall distribute the Notice in English and Spanish to advocacy groups in Missouri and shall request that those organizations post the Notice in common area waiting rooms. Plaintiff's counsel shall identify the advocacy groups to which such request is made by affidavit submitted to the Court prior to the hearing. Additionally, by March 28, 2008, the National Center for Law and Economic Justice and the National Health Law Program shall post the Notice in English and Spanish on their respective web sites, www.nclej.org and www.healthlaw.org.

4. Any member of the plaintiff class may appear at the aforesaid hearing on April 18, 2008 at 9:00 a.m., in person or by counsel, and object to the Settlement or give reasons why the proposed settlement should not be approved as fair, reasonable, and adequate.

5. Any member of the plaintiff class may also object to or comment on the Settlement by submitting objections in writing. Objections or comments must be post-marked by April 11, 2008, to the Court at the address listed above.

Dated: March 11, 2008
Jefferson City, Missouri

s/ NANETTE LAUGHREY
Nanette Laughrey
United States District Judge