

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE  
MIDDLE DISTRICT OF ALABAMA, NORTHERN DIVISION

JOSHUA DUNN, et al.,	)	
	)	
Plaintiffs,	)	
	)	CIVIL ACTION NO.
v.	)	2:14cv601-MHT
	)	
JEFFERSON S. DUNN, in his	)	
official capacity as	)	
Commissioner of	)	
the Alabama Department of	)	
Corrections, et al.,	)	
	)	
Defendants.	)	

PHASE 1 SUPPLEMENTAL BRIEFING ORDER

Upon further consideration of the parties' proposed Phase 1 settlement agreement (doc. no. 518), and in addition to the briefing ordered in this court's Phase 1 preliminary settlement approval order (doc. no. 532), it is ORDERED as follows:

- (1) By no later than June 20, 2016, plaintiffs are to file a brief addressing whether the court should appoint a guardian ad litem to represent at the fairness hearing the interests of class

members who are incompetent or otherwise unable to understand or comment on the terms of the settlement agreement. This brief is to respond to the position taken by defendants on this question in their notice of response (doc. no. 531).

- (2) By no later than July 15, 2016, the parties are to address in detail in a joint filing the bases on which they propose that the court grant final certification of the proposed class. This brief is specifically to address each of the applicable requirements of Federal Rule of Civil Procedure 23.

DONE, this the 14th day of June, 2016.

/s/ Myron H. Thompson  
UNITED STATES DISTRICT JUDGE