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CLERK OF DISTRICT COURT
NORTHERN DISTRICT OF OHIO
AKRON

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

IN RE: NORTHEAST OHIO
CORRECTIONAL CENTER

: Case No. 4:97-CV-1995
: Judge Dan A. Polster

:
: **ORDER PRELIMINARILY**
: **APPROVING SETTLEMENT,**
: **AUTHORIZING CLASS**
: **NOTICE, AND SETTING**
: **FAIRNESS HEARING**

This matter came to be heard upon the joint motion of the parties pursuant to Fed. R. Civ. Proc. 23 to approve a proposed settlement of this class action. Having reviewed the written submissions of the parties and having discussed the proposed settlement at various conferences on this case, it is hereby ORDERED:

1. Preliminary Approval. The proposed settlement between the plaintiffs and the defendants appears, upon preliminary review, to be within the range of reasonableness and accordingly shall be submitted to the class members for their consideration and for a fairness hearing under Fed R. Civ. Proc. 23(e). The terms of the settlement are fully set out in the settlement agreement, attached as A-1.

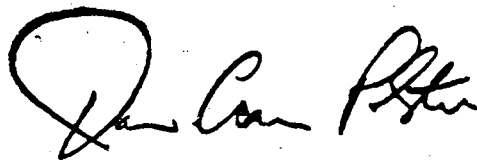
2. Hearing. A hearing shall be held in the Courtroom of Judge Dan A. Polster, United States Courthouse, 2 South Main Street, Akron, OH 44308, at 12:00 P.M., on April 20, 1999 to consider final approval of the settlement.



3. Objections. All objections to the proposed settlement of the lawsuit must be filed with the Clerk of Court and postmarked no later than March 29, 1999. At the hearing, the objections by class members shall be reviewed and considered by the Court. Counsel for the class and defendants should be prepared to provide other information, as appropriate, bearing on whether or not the settlement should be approved.

4. Notice. The class notice submitted by the parties and attached hereto as A-2, is hereby approved. Plaintiffs are directed to make best efforts to mail it to every class member who was present at NOCC at any time between May 20, 1997 and October 19, 1998. Defendants shall assist by providing addresses of the class members. Defendant CCA, on behalf of all defendants, shall pay all the costs of providing notice of the settlement, including the cost of reproducing and mailing or otherwise effecting the delivery of said notice. Defendants shall post a copy of the notice in a conspicuous place in the cellblocks at NOCC and in all of the facilities operated by CCA and the District Government in which class members now reside. The notice shall remain posted until the Fairness Hearing. Defendants shall also place in the cellblock pods at NOCC and the library of every facility operated by CCA and the District Government in which class members reside, a reasonable number of copies of (1) this Order; (2) the class notice; and (3) the settlement agreement. A copy of these materials shall remain in the cellblocks and libraries, available for checkout and use by members of the class, for three years from the date of this order.

SO ORDERED



Dan A. Polster
United States District Judge