

U.S. DISTRICT COURT
DISTRICT OF VERMONT
FILED

2017 JUL 12 PM 2:03

UNITED STATES DISTRICT COURT
FOR THE
DISTRICT OF VERMONT

CLERK

BY _____
DEPUTY CLERK

DAVID MCGEE, JACOB SEXTON, RICHARD)
PAHL, JOSE TORRES, KEVIN KIMBER,)
DANIEL MUIR, JAMES ANDERSON,)

Plaintiffs,)

v.)

Case No. 1:04-cv-335-jgm

ANDREW PALLITO, Commissioner, Vermont)
Department of Corrections, ROBERT HOFMAN,)
KEITH TALLON, CELESTE GIRRELL, JOHN)
GORCZYK, KATHLEEN LANMAN, MICHAEL)
O'MALLEY, ANITA CARBONNEL, STUART)
GLADDING, DANIEL FLORENTINE,)
RAYMOND FLUM, and CAROL CALLEA,)

Defendants.)

ORDER GRANTING FINAL APPROVAL OF PROPOSED SETTLEMENT

On consent and by agreement, the parties jointly submit the following Order approving the proposed settlement (“Proposed Settlement”). A copy of the Proposed Settlement is attached as **Appendix A**.

Upon the fairness hearing conducted on July 10, 2017 and the absence of received objections from members of Plaintiff Class, it is hereby ordered that the Proposed Settlement is finally approved.

Dated: Buffalo, New York
July 11, 2017

PHILLIPS LYTTLE LLP

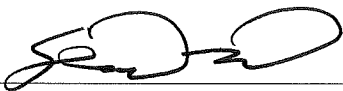
By: /s/ Daniel R. Maguire
Kenneth A. Manning
Daniel R. Maguire
One Canalside
125 Main Street
Buffalo, New York 14203
Telephone No. (716) 847-8400
Facsimile No. (716) 852-6100
kmanning@phillipslytle.com
dmaguire@phillipslytle.com
Class Counsel for Plaintiffs

Dated: Montpelier, Vermont
July 11, 2017

STATE OF VERMONT
WILLIAM H. SORRELL
ATTORNEY GENERAL

By: /s/ David McLean
David McLean
Assistant Attorney General
Office of the Attorney General
109 State St.
Montpelier, VT 05609-1001
Telephone (802) 828-5341
David.McLean@vermont.gov
Counsel for Defendants

APPROVED and SO ORDERED:



Honorable Geoffrey W. Crawford
United States District Judge

July 12, 2017
Date