

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

Pamela McKinney

Class Representative
Plaintiff

v.

Civil Action No.: 1:11-cv-00631-CRC

United States Postal Service

Defendant

ORDER

Plaintiff Class and Defendant United States Postal Service having jointly submitted a proposed Settlement Agreement, and it appearing there is good cause to grant preliminary approval of the Settlement Agreement and schedule a Settlement Hearing to address final approval of the joint motion and Class Counsel's separate motion for an award of fees and reimbursement of expenses, it is this 26th day of August, 2016 hereby ORDERED as follows:

1. The Settlement Agreement appears to be fair, adequate and reasonable, and is hereby preliminarily approved;

2. Pursuant to Rule 23(e), Fed. R. Civ. P., a fairness hearing on the parties' joint motion for final approval of the Settlement Agreement and on Class

Exhibit D

Counsel's motion for award of fees and reimbursement of expenses is hereby scheduled to be held before the undersigned on November 4, 2016 at 11 a.m., in Courtroom 27A, United States Courthouse, 333 Constitution Avenue, N.W., Washington D.C. 20001;

3. The proposed Notice to class members attached to the proposed Settlement Agreement as Exhibit B and the parties' plan for dissemination of notice of the Settlement Agreement pursuant to Fed. R. Civ. P. 23(e)(1) are approved;

4. Kurtzman Carlson Consultants LCC is approved as the Fund Administrator for purposes of the Settlement Agreement;

5. Class Counsel shall conform the proposed notice to this Order, and transmit it and all available Class Member contact information to the Fund Administrator as required by the proposed Settlement Agreement;

6. The Fund Administrator shall mail the Notice to Class Members in accordance with Section V of the Settlement Agreement;

7. Prior to the fairness hearing, Class Counsel shall file with the Court a statement attesting to compliance with paragraphs 5 and 6 of this Order;

8. Any response the Defendant may file to Class Counsel's motion for fees and reimbursement of expenses must be filed no later than October 14, 2016. In

the event of such a response, Class Counsel shall be permitted to file a reply no later than October 28, 2016.

9. Any responses either or both parties file in response to Class Members' objections or comments about the Settlement Agreement must be filed no later than October 28, 2016.

10. Any Class Member may submit a written statement in support or in opposition to the fairness, reasonableness, or adequacy of the Settlement Agreement and may also submit a written statement in favor or in opposition to Class Counsel's motion for fees and reimbursement of expenses. All written statements must be received by the Clerk of Court on or before October 14, 2016, and must also be sent to Class Counsel and counsel for the Postal Service.

11. In instances where a Class Member is deceased, the legal representative of the deceased class member's estate may file a written statement, described above in Paragraph 10, regarding either the Settlement Agreement or Class Counsel's motion for fees and reimbursement of expenses, so long as such legal representative includes with his or her written statement a copy of a court order appointing him or her the legal representative of the deceased class member's estate.

11. Any Class Member who submits a written statement pursuant to Paragraphs 10 or 11 above on or before October 14, 2016 may — but is not required to — appear and be heard at the fairness hearing described in Paragraph 2.



Christopher R. Cooper
United States District Judge

Date: August 26, 2016