

FILED
March 7, 2023
Haekyoung Suh, J.S.C.
Chambers

PREPARED BY THE COURT

A.F. and M.D.,
Plaintiffs,
v.
STATE OF NEW JERSEY
DEPARTMENT OF
CORRECTIONS, et al.,
Defendants.

TAMASA NOBLES, TAWANA
MURPHY, and LINDA
DOUGHERTY,
Plaintiffs,
v.
STATE OF NEW JERSEY
DEPARTMENT OF
CORRECTIONS, et al.,
Defendants.

MARIANNE BROWN, et al.,
Plaintiffs,
v.
STATE OF NEW JERSEY
DEPARTMENT OF
CORRECTIONS, et al.,
Defendants.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: CIVIL PART
HUNTERDON COUNTY

DOCKET NO. HNT-L-359-17

DOCKET NO. HNT-L-145-19

DOCKET NO. HNT-L-76-19

CIVIL ACTION

ORDER

THIS MATTER having been opened to the court on a motion to enforce litigants' rights filed by William Cedar, LLC (Shauna Friedman, Esq. appearing),

attorney for plaintiffs, Tamasa Nobles, Tawana Murphy, and Linda Dougherty; and Chiesa Shahinian & Giantomasi PC (Mauro G. Tucci Jr., Esq. appearing), attorneys for defendants, New Jersey Department of Corrections and related defendants (collectively “NJDOC”), having filed a cross-motion to enforce settlement; and the court having considered the pleadings, supporting papers, oral argument, and for good cause shown;

IT IS on the 7th day of March 2023, ORDERED as follows:

1. Plaintiffs’ motion to enforce litigants’ rights is granted as modified.
 - a. All outstanding Tier 1 Settlement Funds shall be paid by the New Jersey Department of Corrections to the Class Action Administrator by **May 15, 2023**.
 - b. All outstanding Tier 2 and 3 Class Settlement Funds shall be paid by the New Jersey Department of Corrections to the Class Action Administrator by **June 15, 2023**.
 - c. The Class Action Administrator shall issue payments to all class members within **thirty (30) days** from receipt of funds from the New Jersey Department of Corrections.
 - d. If defendants fail to abide by the proposed payment schedule or fail to obtain a court-approved extension, defendants shall pay interest at the rate of 2.25% pursuant to R. 4:42-11(a)(iii) for all outstanding money due

and owed to class claimants, which shall then be applied to each class claimant's settlement award.

2. Defendants' motion to enforce the Master Settlement agreement is granted.

a. The Settlement Administrator's calculation of Tier 1 Claims is accepted, and Tier 1 Compensation is fixed at \$1,912,660.

b. After deducting \$1,912,660 Tier 1 Compensation and \$250,000 Incentive Compensation from the \$7,985,600 Class Damages, the amount of available Higher Tier Compensation is fixed at \$5,822,940.

c. Because the \$10,309,500 aggregate award amount entered in favor of Tier 2 Claimants and Tier 3 Claimants by the Special Master exceeds the amount of available Higher Tier Compensation, all damages awards payable to Tier 2 Claimants and Tier 3 Claimants shall be prorated as set forth in the schedule on Page 16 of this Order.

d. All awards issued pursuant to the Agreement, including those set forth in the attached schedule, remain subject to itemized deductions as provided by the Agreement.

3. Service of this order shall be deemed effectuated upon all parties upon its upload to eCourts. Pursuant to R. 1:5-1(a), movant shall serve a copy of this

order on all parties not served electronically within seven (7) days of receipt of this order.

/s/ Haekyoung Suh
HON. HAEKYOUNG SUH, J.S.C.

Unopposed

Opposed

The reasons underlying this decision are attached hereto and incorporated herein.