

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

MADELINE REED, RONALD SUMTER,
STEPHANIE PEMBERTON, and CYNTHIA
SPENCE, on behalf of themselves and all
other similarly situated pension plan
participants, and on behalf of the J-CAP
PENSION PLAN

Plaintiffs,

v.

QUEENS VILLAGE COMMITTEE FOR
MENTAL HEALTH FOR JAMAICA
COMMUNITY ADOLESCENT PROGRAM,
INC., Plan Administrator, The J-Cap Pension
Plan; DIANE GONZALEZ, NANCY
BRINN, and NILDA RUIZ, Fiduciaries, The
J-Cap Pension Plan; DELAWARE
CHARTER GUARANTEE AND TRUST
COMPANY, d/b/a Principal Trust Company,

Defendants.

Case No.: 1:18-cv-03114-AMD-RML

DJUANA DAVIS and GLADYS
SULLIVAN,

Plaintiffs,

v.

QUEENS VILLAGE COMMITTEE FOR
MENTAL HEALTH FOR JAMAICA
COMMUNITY ADOLESCENT PROGRAM,
INC., Plan Administrator, The J-Cap Pension
Plan; DIANE GONZALEZ, Fiduciary, The J-
Cap Pension Plan,

Defendants.

Case No.: 1:19-cv-03353-AMD-RML

COMBINED CLASS ACTION SETTLEMENT AGREEMENT

Preliminarily

ORDER/CERTIFYING THE CLASS, APPOINTING CLASS REPRESENTATIVES AND CLASS COUNSEL, GRANTING PRELIMINARY APPROVAL TO THE COMBINED CLASS ACTION SETTLEMENT AGREEMENT; AUTHORIZING APPROPRIATE NOTICE TO BE SENT TO THE CLASS MEMBERS; AND SETTING A DATE FOR A HEARING ON THE COMBINED CLASS ACTION SETTLEMENT AGREEMENT

This matter comes before the Court in these two cases on the Plaintiffs' Unopposed Motion to Certify a settlement class of participants in the J-CAP Pension Plan sponsored and administered by the Queens Village Committee for Mental Health for Jamaica Community Adolescent Program, Inc. (Queens Village). The pension plan trustee is Delaware Charter Guarantee & Trust Co., d/b/a/ Principal Trust Co.

The Plaintiffs' unopposed Motion is GRANTED and upon reviewing the Settlement Agreement, it is hereby ORDERED that:

1. The following settlement class of participants in the J-CAP Pension Plan as set forth in the Combined Class Action Settlement Agreement is hereby *preliminarily* certified:

All participants in the Plan between July 1, 2008 and June 30, 2019 who were eligible but did not receive a contribution to their accounts in the Plan for at least one of the 2008, 2009, or 2010 plan years (July 1, 2008 to June 30, 2009; July 1, 2009 to June 30, 2010; or July 1, 2010 to June 30, 2011), and who were or have become vested in their benefits under the Plan with the exception of the Named Individual Defendants.

2. Madeline Reed, Ronald Sumter, Cynthia Spence and Djuana Davis are hereby appointed as class representatives.

3. Robert L. Liebross and Edgar Pauk are hereby appointed as class counsel.

4. The Court grants preliminary approval to the Combined Class Action Settlement Agreement.

5. The Court hereby authorizes Queens Village to send the Notice to the Settlement

Class Members, to each member of the settlement class by United States Certified Mail, return receipt requested, within 30 days of the issuance of this Order.

6. A Fairness Hearing on the Combined Class Action Settlement Agreement is set for December 2, 2021 at 10:30 a.m.

7. Any objections to the Settlement by settlement class members must be in writing and must include the case name, Reed, et al. v. Queens Village Committee for Mental Health for Jamaica Community Adolescent Program, Inc. (J-CAP), Plan Adm., J-CAP Pension Plan, et al., Civil Action No. 18-3114 (E.D.N.Y.)(AMD) (RL), as well as the objector's (a) name; (b) address; (c) a statement that the objector is a member of the Settlement Class; (d) the specific grounds for the objection, including all arguments, citations and evidence supporting the objection; (e) all documents or writings that the objector desires the Court to consider (including all copies of any documents relied upon in the objection); (f) the objector's signature; and (g) a notice of intention to appear at the Fairness Hearing (if applicable). (If the objector is represented by counsel, the objector or the objector's counsel may file the objection through the Court's CM/ECF system). The Court will consider all properly filed comments from Settlement Class Members. An objector that wishes to appear and be heard at the Fairness Hearing in addition to submitting a written objection to the Settlement must include a request to appear in the written objection.

Any objections to the Settlement must be postmarked no later than [Objection Deadline 2021] and must be sent to the Court and the Attorneys at the addresses below:

Court:

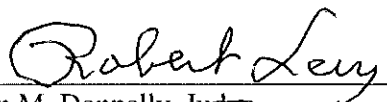
Clerk of the Court
United States District Court for the
Eastern District of New York
225 Cadman Plaza East
Brooklyn, NY 11201

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SO ORDERED.


~~Ann M. Donnelly, Judge~~
Robert M. Levy, USMD
United States District Court