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Attorneys for Defendants

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SHANNON GALLAGHER, et al.,

Case No. C 04 0448 SBA

Plaintiffs,

~~PROPOSED~~ ORDER TO AMEND
ORDER AND JUDGMENT OF
DISMISSAL

vs.

COUNTY OF SAN MATEO, et al.,

Defendants.

///

1 Based on the Stipulation of the parties, and good cause appearing therefor:

2 **IT IS HEREBY ORDERED** that the Order and Judgment of Dismissal, entered by
3 this Court on November 29, 2009, be amended to include the following paragraphs:

4 11. Gilardi & Company, LLC, Claims Administrators in this action, shall transfer
5 to Plaintiffs' Counsel, Law Office of Mark E. Merin, the funds in Gilardi's account for
6 eligible Claimants for whom settlement checks were issued pursuant to the Settlement
7 Agreement but said checks were returned as "Undeliverable." Plaintiffs' Counsel is directed
8 to deposit these funds into its Client Trust Account and to make all reasonable attempts to
9 locate and contact those eligible Claimants whose settlement checks were returned as
10 undeliverable, obtain current addresses for those eligible Claimants and disburse the
11 designated settlement funds to them.

12 12. As of December 31, 2011, any remaining unclaimed funds from Claimants
13 whose settlement funds were returned as undeliverable shall escheat to the State of
14 California. Any unclaimed funds that escheat to the State of California shall be delivered to
15 the State of California by Plaintiffs' Counsel in accordance with California Administrative
16 Code §§ 1530 and 1532.

17 **IT IS SO ORDERED.**

18
19 Dated: 1/25/11


HON. SAUNDRA BROWN ARMSTRONG
Judge, United States District Court
Northern District of California