

United States District Court, Northern District of Illinois

Name of Assigned Judge or Magistrate Judge	James B. Zagel	Sitting Judge if Other than Assigned Judge	
CASE NUMBER	02 C 1764	DATE	1/12/2005
CASE TITLE	PALMER vs. COMBINED INSURANCE CO.		

[In the following box (a) indicate the party filing the motion, e.g., plaintiff, defendant, 3rd party plaintiff, and (b) state briefly the nature of the motion being presented.]

MOTION:

(original in 01 C 9502)

DOCKET ENTRY:

- (1) Filed motion of [use listing in "Motion" box above.]
- (2) Brief in support of motion due _____.
- (3) Answer brief to motion due _____. Reply to answer brief due _____.
- (4) Ruling/Hearing on _____ set for _____ at _____.
- (5) Status hearing[held/continued to] [set for/re-set for] on _____ set for _____ at _____.
- (6) Pretrial conference[held/continued to] [set for/re-set for] on _____ set for _____ at _____.
- (7) Trial[set for/re-set for] on _____ at _____.
- (8) [Bench/Jury trial] [Hearing] held/continued to _____ at _____.
- (9) This case is dismissed [with/without] prejudice and without costs[by/agreement/pursuant to]
 - FRCP4(m) Local Rule 41.1 FRCP41(a)(1) FRCP41(a)(2).
- (10) [Other docket entry] Enter order approving settlement.
- (11) [For further detail see order attached to the original minute order.]

<input type="checkbox"/>	No notices required, advised in open court.	2005 JAN 13 PM 5:11 19 09 11 01 4000 000Z	number of notices	Document Number 80
<input type="checkbox"/>	No notices required.		1 14 2005 date docketed	
<input type="checkbox"/>	Notices mailed by judge's staff.		docketing deputy initials	
<input type="checkbox"/>	Notified counsel by telephone.		date mailed notice	
<input checked="" type="checkbox"/>	Docketing to mail notices.		mailing deputy initials	
<input type="checkbox"/>	Mail AO 450 form.			
<input type="checkbox"/>	Copy to judge/magistrate judge.			
DW courtroom deputy's initials		Date/time received in central Clerk's Office		

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

DOCKETED

JAN 14 2005

Brenda Palmer, on behalf of herself)
and others similarly situated,)

Plaintiff,)

v.)

Combined Insurance Company of America,)

Defendant.)

No. 02-C-1764

Judge James B. Zagel

JAN 14 2005

Traci Radmanovich, on behalf of herself)
and others similarly situated,)

Plaintiff,)

v.)

Combined Insurance Company of America,)

Defendant.)

No. 01-C-9502

Judge James B. Zagel

ORDER APPROVING SETTLEMENT

WHEREAS, two lawsuits are pending before this Court entitled *Radmanovich v. Combined Insurance Company of America*, No. 02-C-1764, and *Palmer v. Combined Insurance Company of America*, No. 01-C-9502 (the "Litigation");

WHEREAS, this Court on August 10, 2004 preliminarily approved the final settlement of the Litigation reached between Traci Radmanovich and Brenda Palmer, individually and on behalf of all class members as defined by the Stipulation of Settlement and Consent Decree ("the Stipulation"), and Combined Insurance Company of America in accordance with the Stipulation;

WHEREAS, the Court having been informed that actual notice was sent via first class mail to approximately 7,296 class members; and

WHEREAS, the Court on October 22, 2004 held a fairness hearing to which members of the settlement class, including any objectors to the settlement, were invited:

NOW, THEREFORE, IT IS HEREBY ORDERED:

1. This Order hereby incorporates by reference the definitions in the Stipulation and all terms used herein shall have the same meanings as set forth in the Stipulation.
2. The Court finds that Notice to the class required by Rule 23 of the Federal Rules of Civil Procedure has been given in an adequate and sufficient manner, constituting the best notice practicable, complying in all respects with such Rules and due process, including but not limited to the forms of notice and the methods of identifying and giving notice to the class.
3. The Court finds that the Stipulation is the product of substantial, good faith, arm's length negotiations between the Parties and, considering the contributions made, releases given and other terms, is in all respects fair, just, adequate, reasonable and proper, and in the best interests in the class.
4. The Court approves the settlement in its entirety.
5. Pursuant to Paragraph 96 of the Stipulation, the Court hereby appoints Susan Getzendanner and Carol Posegate as monitors to oversee Combined Insurance Company of America's implementation of the terms of Articles IX and X of the Stipulation.
6. The parties shall comply with all the terms of this Order and the Stipulation, and shall undertake all acts and perform all obligations imposed under this Order and the Stipulation as reasonably necessary to effectuate all of their terms.

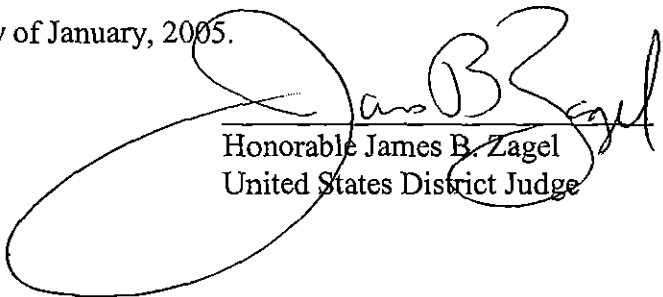
7. The class members shall, as of the date of the payment of the settlement fund, conclusively be deemed to have released and discharged claims in accordance with Paragraph 55 of the Stipulation.

8. The Court awards to Class Counsel costs of litigation in the amount of \$714,382 and attorneys' fees in the amount of \$1,280,000. The Court finds the work performed by Class Counsel in prosecuting the claims and their settlement efforts have been on behalf of and in the interests of the overall Class (including the class representatives) and have benefitted the class as a whole, and have not been on behalf of or in the interests of the individual claimants.

9. The Court directs the entry of judgment of dismissal with prejudice of this litigation.

10. The Court, without in any way affecting the finality of this Order, retains jurisdiction for the purposes of, among other things, all matters relating to administration and consummation of the Settlement, including without limitation effectuating the Stipulation, ordering the distribution of funds to class members and resolving any disputes arising from or relating to the foregoing.

Entered this 12 day of January, 2005.



Honorable James B. Zagel
United States District Judge