

FILED

APR 20 3 39 PM '87

UNITED STATES DISTRICT COURT  
NEW HAVEN, CONN  
DISTRICT OF CONNECTICUT

MARIA DIAZ, ET AL.

:

Plaintiffs

:

V.

:

CIVIL NO. N-84-468 (RCZ)

SAMUEL PIERCE, ET AL.

:

Defendants

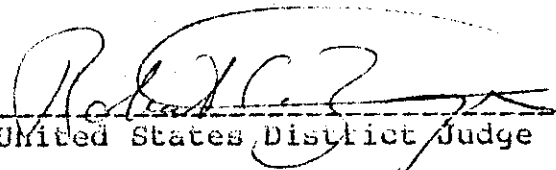
:

ORDER

A motion having been presented to this Court for approval of the settlement of this class action pursuant to Fed. R. Civ. P. 23(e); and a hearing having been held on the advisability of the proposed compromise, with notice given to the class as ordered by the Court; and no one having appeared or filed any objection in opposition to the settlement;

IT IS ACCORDINGLY ORDERED, ADJUDGED AND DECREED that the proposed settlement is fair, adequate and reasonable under all circumstances, and it is hereby approved.

Dated at New Haven, Connecticut this 20<sup>th</sup> day of April, 1987.

  
United States District Judge

GF/cbd/3/1

FILED

UNITED STATES DISTRICT COURT  
DISTRICT OF CONNECTICUT

MARIA DIAZ, ET AL. :  
 :  
 Plaintiffs, :  
 :  
 V. : CIVIL NO. N-84-468 (RCZ)  
 :  
 SAMUEL PIERCE, ET AL. :  
 :  
 Defendants :

ORDER

A motion having been presented to the Court for approval of the compromise of this class action pursuant to Fed. R. Civ. P. 23(e), and it appearing that a hearing ought to be held on the proposed settlement,

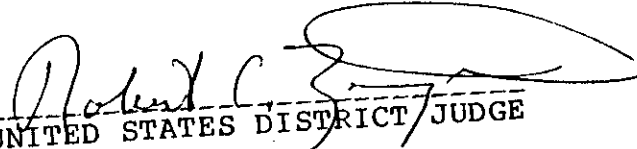
IT IS ORDERED:

1. That a hearing on the advisability of the proposed settlement be held before the undersigned in Courtroom 1 , United States District Courthouse, New Haven, Connecticut at 11 A.M. on April 20 , 1987.

2. That plaintiffs' counsel by April 8 , 1987, shall cause to be sent by first class mail, postage prepaid, to all class members whose address can be identified by reasonable effort, a notice in substantially the same form as Attachment A.

3. That plaintiffs' counsel shall cause to be published by April 15 , 1987, twice in the New Haven Register and once in the New Haven Independent, a notice in substantially the same form as Attachment B.

Dated at New Haven, Connecticut this 3<sup>rd</sup> day of April, 1987.

  
UNITED STATES DISTRICT JUDGE

GWF:nt/1/6c

ATTACHMENT A

UNITED STATES DISTRICT COURT  
DISTRICT OF CONNECTICUT

MARIA DIAZ, ET AL. :  
 :  
 Plaintiffs, :  
 :  
 V. : CIVIL NO. N-84-468 (RCZ)  
 :  
 SAMUEL PIERCE, ET AL. :  
 :  
 Defendants :

NOTICE OF CLASS ACTION AND HEARING  
ON PROPOSED SETTLEMENT

TO: TENANTS WHO LIVED AT CHURCH STREET SOUTH PRIOR TO  
~~JANUARY 1, 1984~~

In August 1984, a lawsuit was filed by several residents of Church Street South against HUD and Colonial Realty, seeking the return of deposits made since 1971 for membership in the tenants' co-operative, plus annual interest.

On January 9, 1987, the Court certified this case as a class action in behalf of the following individuals:

All present and former tenants who resided in Church Street South on or before January 1, 1984 and who made a payment to the owner or management agent for membership in the co-operative housing corporation or as a security deposit, but who have not had said payment or annual interest thereon through January 1, 1984 returned to them or credited to their tenant account.

If you fit the above description of a class member, this lawsuit affects your rights.

As a proposed settlement of the case, HUD has agreed to place \$50,000 in escrow with New Haven Legal Assistance Association, Inc., which represents the class, to be distributed to present and former residents who are entitled to the return of their deposits or interest. A copy of the complete terms of the settlement is enclosed.

A hearing will be held on April 20, 1987, at 11 A.M. in Courtroom 1, United States District Courthouse, 141 Church Street, New Haven, Connecticut, before the Honorable Robert C. Zampano, Sr., United States District Judge, to determine whether the proposed settlement should be approved by the Court as fair, reasonable and adequate, and whether judgment should be entered which will be binding on all class members.

If you wish to contest or challenge the adequacy of this settlement, or if you wish to be excluded from the class and pursue your claims independently, you must present your objections to the Court at the above time and place.

If you agree with the terms of the settlement, you do not need to appear at the Court. After the Court approves the settlement, you will be contacted within the next few months by New Haven Legal Assistance Association, Inc. to establish the amount of the deposit or interest owed to you.

For further information, contact Attorney Glenn W. Falk or Renee Trachten, New Haven Legal Assistance Association, Inc., 426 State Street, New Haven, CT 06510, (203) 777-4811.

GWF:nt/1/6b

ATTACHMENT B

UNITED STATES DISTRICT COURT  
DISTRICT OF CONNECTICUT

MARIA DIAZ, ET AL. :  
 :  
 Plaintiffs, :  
 :  
 V. : CIVIL NO. N-84-468 (RCZ)  
 :  
 SAMUEL PIERCE, ET AL. :  
 :  
 Defendants :

NOTICE OF CLASS ACTION AND HEARING  
ON PROPOSED SETTLEMENT

TO: TENANTS WHO LIVED AT CHURCH STREET SOUTH PRIOR TO  
JANUARY 1, 1984

In August 1984, a lawsuit was filed by several residents of Church Street South against HUD and Colonial Realty, seeking the return of deposits made since 1971 for membership in the tenants' co-operative, plus annual interest.

On January 9, 1987, the Court certified this case as a class action in behalf of the following individuals:

All present and former tenants who resided in Church Street South on or before January 1, 1984 and who made a payment to the owner or management agent for membership in the co-operative housing corporation or as a security deposit, but who have not had said payment or annual interest thereon through January 1, 1984 returned to them or credited to their tenant account.

If you fit the above description of a class member, this lawsuit affects your rights.

As a proposed settlement of the case, HUD has agreed to place \$50,000 in escrow with New Haven Legal Assistance Association,

Inc., which represents the class, to be distributed to present and former residents who are entitled to the return of their deposits or interest.

A hearing will be held on April 20, 1987, at 11 A.M. in Courtroom 1, United States District Courthouse, 141 Church Street, New Haven, Connecticut, before the Honorable Robert C. Zampano, Sr., United States District Judge, to determine whether the proposed settlement should be approved by the Court as fair, reasonable and adequate, and whether a judgment should be entered binding on all class members.

If you wish to contest or challenge the adequacy of this settlement, or if you wish to be excluded from the class and pursue your claims independently, you must present your objections to the Court at the above time and place.

If you agree with the terms of the settlement, you do not need to appear at the Court, but you must contact New Haven Legal Assistance immediately if you wish to participate in the settlement and you have not already received separate notice by mail.

For further information or to obtain a copy of the complete settlement proposal, contact Attorney Glenn W. Falk or Renee Trachten, New Haven Legal Assistance Association, Inc., 426 State Street, New Haven, CT 06510, (203) 777-4811.

ROBERT C. ZAMPANO, SR.  
UNITED STATES DISTRICT JUDGE