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*Counsel for Defendants*

17  
 18 UNITED STATES DISTRICT COURT  
 19 CENTRAL DISTRICT OF CALIFORNIA

20 JENNY LISETTE FLORES, *et al.*,

21 Plaintiffs,

22 v.

23  
 24 MERRICK GARLAND, Attorney  
 25 General, *et al.*,

26  
 27 Defendants.  
 28

Case No. CV 85-4544-DMG (AGRx)

**JOINT STIPULATION TO DISMISS  
 EAJA MOTION WITH PREJUDICE  
 AND PROPOSAL REGARDING  
 NOTICE TO *FLORES* CLASS  
 MEMBERS OF SETTLEMENT**

1 Plaintiffs and Defendants have reached a settlement to resolve Plaintiffs’  
2 “Motion for Award of Attorneys’ Fees and Costs,” ECF 708 (the “Motion”), under  
3  
4 the Equal Access to Justice Act (“EAJA”), 28 U.S.C. § 2412(d).

5 Defendants agree to pay Plaintiffs \$1,150,000.00 in settlement of Plaintiffs’  
6  
7 claims and any potential claims for attorneys’ fees, litigation costs, and related  
8  
9 expenses pursuant to the Motion. Plaintiffs agree that this is a reasonable resolution  
10  
11 of Plaintiffs’ claims pursuant to the Motion. The settlement agreement is attached as  
12  
13 Exhibit 1.

14 Consistent with Federal Rule of Civil Procedure 23(e), the parties submit the  
15  
16 following joint proposal for providing notice of the settlement agreement to *Flores*  
17  
18 class members:

19 A proposed Notice is attached as Exhibit 2. Within five (5) days of an order  
20  
21 from this Court approving the attached Notice, Plaintiffs shall provide to Defendants  
22  
23 copies of the approved Notice in English and Spanish. Within twenty (20) days of  
24  
25 the date of the Order, Defendants shall post the approved Notice in English and  
26  
27 Spanish at all U.S. Customs and Border Protection facilities in the Rio Grande  
28  
29 Valley Sector of the U.S. Border Patrol and at all U.S. Immigration and Customs  
30  
31 Enforcement family residential centers. Defendants shall post the Notices in areas  
32  
33 where class members and their accompanying adult relatives can see the Notices.  
34  
35 Defendants shall notify Plaintiffs’ counsel in writing when the Notices have been

1 posted and of the locations where they were posted. The notice period shall be no  
2 less than thirty (30) days in duration. Fifty (50) days after the date of the Order,  
3  
4 Plaintiffs' counsel shall file and serve any objections received, redacted as  
5 appropriate, or notify the Court that no objections have been received. Seventy (70)  
6  
7 days after the date of the Order, Plaintiffs and Defendants shall file a joint report  
8 regarding any objections received from class members during the period for the  
9 submission of objections. The parties shall attach to the joint report a proposed order  
10 approving the Settlement Agreement and dismissing the Motion with prejudice. The  
11 parties' joint submission will propose a schedule for final approval of the Settlement  
12  
13 Agreement.  
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1 Dated: September 30, 2021

Respectfully submitted,

2  
3 /s/ Peter Schey (with permission)  
PETER SCHEY

BRIAN M. BOYNTON  
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11  
12  
13 /s/ Eric C. Steinhart  
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**CERTIFICATE OF SERVICE**  
**CASE NO. CV 85-4544-DMG (AGRx)**

I certify that on September 30, 2021, I served a copy of the foregoing pleading on all counsel of record by means of the District Court's CM/ECF electronic filing system.

/s/ Eric C. Steinhart  
ERIC C. STEINHART  
Trial Attorney