

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION**

**ANDREA DUNN, on behalf of herself and
all others similarly situated,**

Plaintiff,

v.

**COUNTY OF WILL and MIKE KELLEY,
Sheriff of Will County, individually and in
his official capacity.**

Defendants.

Case No. 18-CV-6304

**SUMMARY NOTICE OF PROPOSED
CLASS ACTION SETTLEMENT AND
FINAL APPROVAL HEARING**

COURT ORDERED LEGAL NOTICE

If you were detained at the Will County Adult Detention Facility between September 14, 2016 and December 2, 2019, and you either (1) were detained in a booking cell for more than 24 hours or detained in a booking cell throughout the period from 10:00 p.m. on one day through 6:00 a.m. the following day; or (2) were arrested without an arrest warrant or other judicial process and not released within 48 hours or did not receive a judicial determination of probable cause within 48 hours of your arrest, you could get a payment from a class action settlement.

The United States District Court for the Northern District Court of Illinois, Eastern Division has authorized this notice to inform you of a proposed Settlement regarding the above-referenced litigation (“Action”). The proposed Settlement seeks to resolve the Action for the sum of \$2,000,000.00 (two million dollars). The Court will hold a fairness hearing on May 19, 2020 at 9:30 a.m. to decide whether to approve the settlement and so that the benefits may be paid. If you are a member of the Settlement Classes, as defined below, you may be entitled to share in the Settlement Fund.

Who’s Included?

You are a member of the Settlement Classes if one of the following descriptions applies to you:

All persons detained at the Will County Adult Detention Facility between September 14, 2016, and December 2, 2019, and who were detained in a booking cell for more than 24 hours or who were detained in a booking cell throughout the period of 10:00 p.m. on one day through 6:00 a.m. the following day. (“Settlement Class 1”)

All persons detained at the Will County Adult Detention Facility between September 14, 2016, and December 2, 2019, who were arrested without an arrest warrant or other judicial process, and who were not released within 48 hours of their arrest or who did not receive a judicial determination of probable cause within 48 hours of their arrest. (“Settlement Class 2”).

What’s This Lawsuit About?

The lawsuit claims that Defendants violated the United States Constitution in connection with policies, procedures, or actions of the Sheriff’s Office regarding the processing and handling of certain persons who were arrested without a warrant and awaiting probable-cause hearings for unconstitutional lengths of time and under unreasonable conditions. Defendants deny any and all claims, and further deny any wrongdoing. The Court has not decided in favor of the Settlement Classes or the Defendants, but

both sides agreed to a settlement to ensure a resolution and to provide benefits to the people who were affected.

What Does the Settlement Provide?

Defendants have agreed to establish a Settlement Fund in the amount of \$2,000,000.00 (two million dollars) to pay claims arising from this Action. If the Settlement is approved, a portion of the Settlement Fund will be used to pay (1) any taxes related to the Settlement Fund; (2) the costs of notice and administration; (3) attorneys' fees in the amount not to exceed 33% of the Settlement Fund, plus litigation expenses in an amount not to exceed \$20,000.00; and (4) a \$25,000.00 incentive award to Named Plaintiff. The remainder, after the amounts in (1) through (4) have been deducted from the Settlement Fund (the "Net Settlement Fund") will be used to pay the claims of members of the Settlement Classes who submit Claim Forms that are accepted by the Court. Additionally, the Circuit Court of the Twelfth Judicial Circuit, Will County, Illinois will enact a rule requiring that all warrantless arrestees receive a judicial determination of the probable cause for their arrest within 48 hours of that arrest, except in emergency circumstances.

How Can You Request Money from the Settlement?

You may obtain a Claim Form directly by visiting www.strategicclaims.net/Dunn, or you may request to have a Claim Form sent to you by emailing, calling, or writing to the Administrator at *Dunn v. Kelley Settlement*, c/o Strategic Claims Services, 600 N. Jackson St., Suite 205, P.O. Box 230, Media, PA 19063; Toll-Free: (866) 274-4004; info@strategicclaims.net. Just complete the Claim Form and mail it to the Administrator as indicated on the Form to see if you qualify for payment. Please submit your Claim Form by May 12, 2020.

What Are Your Other Options?

If you don't want to be legally bound by the Settlement, and if you want to retain any rights you may have to sue the Defendants on your own over the legal claims in this Action, you must exclude yourself by April 21, 2020. If you exclude yourself, you will no longer be part of the Settlement Classes and will not be eligible for any money from the Settlement, but you may sue the Defendants on your own. If you would like to remain part of the Settlement Classes, but you disagree with the Settlement or any part thereof, you may submit an objection so that it is received by April 21, 2020. The detailed notice, available by contacting the Administrator or visiting the website below, explains how to exclude yourself or object.

When and Where Is the Settlement Hearing?

The Court will hold the Final Approval Hearing in the Action on May 19, 2020, at 9:30 a.m., at the United States District Court for the Northern District of Illinois, Eastern Division, Everett McKinley Dirksen United States Courthouse, 219 South Dearborn Street, Chicago, IL 60604 in Courtroom 2325. At the Final Approval Hearing, the Court will determine whether the proposed Settlement is fair, reasonable, and adequate, and it may also decide how much to award Class Counsel for their attorneys' fees and expenses and to award Named Plaintiff for representing the Settlement Classes. You may ask to appear at the hearing, but you don't have to. For more information, you may contact the Administrator by email at info@strategicclaims.net or toll-free at 1-866-274-4004, visit the settlement website www.strategicclaims.net, or write to:

Dunn v. Kelley Settlement
c/o Strategic Claims Services
600 N Jackson St., Suite 205
Media, PA 19063