| d        | ase 2:05-cv-03604-DDP -RZ  | Document 166               | Filed 12/15/10                  | Page 1 of 3    | Page ID #:631 |
|----------|--|----------------------------|---------------------------------|----------------|---------------|
|          |  |                            |                                 |                |               |
| 1        | Center For Human Rights and<br>CARLOS R. HOLGUIN (Cal                                      | Bar #90754)                | aw                              |                |               |
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| 4        | 256 S. Occidental Blvd.<br>Los Angeles, CA 90057   | <u></u>                    |                                 |                |               |
| 5        | Tel: (213) 388-8693 ext. 309;  | Fax: (213) 386-9           | 9484                            |                |               |
| 6        | Los Angeles Center for Law and<br>GARY SLOSSBERG<br>1241 S. Soto St., Suite 102            | d Justice                  |                                 |                |               |
| 7<br>8   | Los Angeles, CA 90023<br>Tel: (323) 980-3500; Fax: (323)                                   | 980-3510                   |                                 |                |               |
| 9        | Attorneys for Plaintiffs   |                            |                                 |                |               |
| 10       | TONY WEST<br>United States Department of .   | Justice                    |                                 |                |               |
| 11       | Assistant Attorney General DAVID J. KLINE  |                            |                                 |                |               |
| 12       | Director, District Court Section<br>JOSHUA E. T. BRAUNSTEI                                 | N                          |                                 |                |               |
| 13       | Assistant Director, District Co<br>MELISSA S. LEIBMAN NY<br>Trial Attorney, District Court | SBN 4442877                |                                 | JS -           | 6             |
| 14       | Office of Immigration Litigat<br>P.O. Box 868, Ben Franklin S                              | ion                        |                                 |                |               |
| 15<br>16 | Washington, D.C. 20044<br>Tel: (202) 305-7016; Fax: (20<br>E-mail: Melissa.Leibman@us      |                            |                                 |                |               |
| 17       | Attorneys for Defendants.  |                            |                                 |                |               |
| 18       | UNI  | TED STATES D               | ISTRICT COUR                    | T              |               |
| 19       | CENTRAL DISTRICT OF CALIFORNIA   |                            |                                 |                |               |
| 20       | LUIS JAVIER PEREZ-OLA  | NO,                        | ) Case No. CV                   | 05-03604 DD    | P             |
| 21       | et al.,  |                            | ) Honorable De                  | ean D. Pregers | son           |
| 22       | Plaintiffs,  |                            | ) Date: Decembre ) Courtroom: 3 | , , ,          |               |
| 23       | V.   |                            | )                               | , 2 11001 Sp.  | ing Street    |
| 24       | ERIC H. HOLDER, JR., Unit  | ed States                  | )<br>) ORDER APP                | PROVING        |               |
| 25       | Attorney General, et al.,  | eu Blaies,                 | ) SETTLEMEN                     |                | S ACTION      |
| 26       |  |                            | )                               |                |               |
| 27       | Defendants.  |                            | )                               |                |               |
| 28       |  |                            |                                 |                |               |
|          |  |                            |                                 |                |               |

| 1        | This matter is before the Court on the parties' joint motion to approve the       |  |  |  |  |
|----------|---|--|--|--|--|
| 2        | parties' Settlement Agreement pursuant to Federal Rule of Civil Procedure 23(e).  |  |  |  |  |
| 3<br>4   | The Court preliminarily approved the Settlement Agreement by Order of             |  |  |  |  |
| 4<br>5   | The Court premimarity approved the Settlement Agreement by Order of               |  |  |  |  |
| 6        | October 26, 2010. The parties timely disseminated notice of the proposed          |  |  |  |  |
| 7        | Settlement to the Class in accordance with the Preliminary Approval Order, and no |  |  |  |  |
| 8        | class member has objected to the Court's approving the Settlement.                |  |  |  |  |
| 9        | The Court finds that:   |  |  |  |  |
| 10       |   |  |  |  |  |
| 11       | 1. The Settlement Agreement is fair, reasonable, and adequate to the              |  |  |  |  |
| 12       | Class Members;  |  |  |  |  |
| 13       | 2. The Settlement Agreement has been negotiated at arm's length                   |  |  |  |  |
| 14       |   |  |  |  |  |
| 15       | between competent, able counsel, and no collusion existed in connection           |  |  |  |  |
| 16<br>17 | with the Settlement Agreement;  |  |  |  |  |
| 18       | 3. The record is sufficiently developed and complete to have enabled              |  |  |  |  |
| 19       | Plaintiffs and Defendants to evaluate and consider their positions.               |  |  |  |  |
| 20       | ACCORDINGLY, IT IS HEREBY ORDERED:  |  |  |  |  |
| 21       |   |  |  |  |  |
| 22       | 1. That the Settlement be and is hereby approved pursuant to Federal              |  |  |  |  |
| 23       | Rule of Civil Procedure 23(e);  |  |  |  |  |
| 24<br>25 | 2. That the Court's Injunctuion entered January 8, 2008, is dissolved;            |  |  |  |  |
| 25<br>26 |   |  |  |  |  |
| 20<br>27 |   |  |  |  |  |
| 28       | 2   |  |  |  |  |
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|----------|--|--|--|--|--|
| 1        | 3. That the Settlement Agreement shall be implemented in accordance                  |  |  |  |  |
| 2<br>3   | with its terms;  |  |  |  |  |
| 4        | 4. That this Action and all claims asserted therein are hereby dismissed             |  |  |  |  |
| 5        | with prejudice; AND  |  |  |  |  |
| 6        |  |  |  |  |  |
| 7        | 5. The Court shall retain jurisdiction over this matter as provided in               |  |  |  |  |
| 8        | Sections IX and XI of the Settlement Agreement.                                      |  |  |  |  |
| 9<br>10  | There being no just reason for delay, this Order shall be deemed final and the Clerk |  |  |  |  |
| 10       | of the Court is directed to enter this Order forthwith.                              |  |  |  |  |
| 12       |  |  |  |  |  |
| 13       |  |  |  |  |  |
| 14       | IT IS SO ORDERED.  |  |  |  |  |
| 15       | Date: December 15, 2010<br>HON DEAN D PREGERSON                                      |  |  |  |  |
| 16       | UNITED STATES DISTRICT JUDGE   |  |  |  |  |
| 17       |  |  |  |  |  |
| 18       |  |  |  |  |  |
| 19<br>20 |  |  |  |  |  |
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| 27       |  |  |  |  |  |
| 28       | 3  |  |  |  |  |
|          | AILA Doc. No. 21080939. (Posted 8/9/21)  |  |  |  |  |