

FILED
IN CLERK'S OFFICE
US DISTRICT COURT E.D.N.Y.

★ MAY 22 2014

Handwritten initials and signatures:
D
K
Paul
Stodie
Ⓢ

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

**GEORGE FRANCIS, in his own right and as Administrator
of the ESTATE OF SHEREESE FRANCIS, deceased,
ELEEN FRANCIS, SHAUNA FRANCIS,**

Plaintiffs,

-v-

**The CITY OF NEW YORK, the NEW YORK CITY
POLICE DEPARTMENT, Police Officer ELIO PONZO,
Police Officer JOSEPH TOMEO, Police Officer
MICHAEL BOYLE, Police Officer WILLIAM
CLEMENS, Police Officer EDISON JARAMILLO, Police
Officer f/n/u BARRETT, Police Officer f/n/u YOON,
NYPD Sgt. f/n/u MCKOY, Police Officers John Doe 1-10,
Police Officers Jane Doe 1-10, NYPD Supervisory Officers
Richard Roe 1-10,**

Defendants.

BROOKLYN OFFICE

13 Civ. 505 (FB)(JO)

**[Proposed]
ORDER APPROVING
SETTLEMENT**

ECF Case

Upon plaintiffs' motion for approval of proposed settlement, with accompanying supporting memorandum of law and declarations of Steve Vaccaro, George Francis, Eleen Francis, and Shauna Francis; and upon all papers filed with this Court in opposition thereto (if any), and all replies thereto (if any); and upon all the pleadings filed in the instant action, it is hereby ORDERED:

1. The proposed settlement of all claims arising from the death of Shereese Francis for a payment by defendants of \$1,100,003.00 is hereby approved as fair and reasonable compensation to all plaintiffs for the losses alleged, and is in the best interests of the Estate of Shereese Francis and the distributees of that Estate;

2. The proposed reimbursement of plaintiffs' counsels' disbursements from the proceeds of the settlement in the amount of \$6,176.65 is approved, such disbursements being reasonable and authorized;
3. The proposed payment of plaintiffs' counsels' attorneys fee of \$364,608.75, allocable in the amount of \$51,513.15 to Rankin & Taylor PLLC, and \$313,095.60 to Law Office of Vaccaro & White LLP, is approved, such fees being reasonable and supported by the agreement between plaintiffs and their counsel, applicable law, and the extent and quality of legal services provided; and
4. The proposed allocation and payment of settlement proceeds, net of counsels' disbursements and fees, in the amount of \$729,214.18 to the Estate in respect of wrongful death claims, and in the amount of \$1.00 to each of the three plaintiffs in their individual capacity in respect of each plaintiff's claim for infliction of emotional distress, is approved, such allocation and payment being reasonable and supported by the consent of the plaintiffs, the available evidence, and the applicable law.

Dated: _____

5/22/14



B/USDJ BLOCK

U.S. J. Janice