

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

ELOUISE PEPION COBELL, et al.,)	
)	
Plaintiffs,)	
)	
v.)	Civil Action No.
)	1:96CV01285 (TFH)
SALLY JEWELL, Secretary of the Interior, et al.,)	
)	
Defendants.)	
)	
)	

**ORDER ON PLAINTIFFS' UNOPPOSED MOTION TO SET A
COMPLETION DATE FOR THE SETTLEMENT DISTRIBUTIONS,
TO APPROVE DEPOSIT OF ADDITIONAL FUNDS INTO THE
REMAINDER ACCOUNT AND TO AUTHORIZE AN INITIAL
PAYMENT TO THE INDIAN EDUCATION SCHOLARSHIP FUND**

Upon consideration of Plaintiffs' unopposed motion to set a completion date for the settlement distributions, to approve deposit of additional funds into the remainder account and to authorize an initial payment to the Indian Education Scholarship Fund [Dkt No. ~~4246~~], it is hereby ordered as follows:

1. Except only as provided in paragraph 2 below, November 27, 2017, is hereby established as the deadline for any Class Member or his or her heirs to provide the Claims Administrator with sufficient documentation on which a distribution can be made. Such documentation must be received by the Claims Administrator or postmarked for mailing to the Claims Administrator no later than that date. Any documentation received after that date or postmarked after that date will not be considered.

2. Notwithstanding the foregoing, with respect to estates of Class Members that remain pending in a federal probate proceeding as of November 27, 2017:

a. No later than December 17, 2017, the Claims Administrator will provide to the Department of Interior (“Interior”) a list of deceased Class Members that it reasonably believes had an estate pending in federal probate on November 27, 2017 (“Pending Probates”).

b. Within 60 calendar days of receiving the above-described list from the Claims Administrator, Interior will provide to the Claims Administrator (1) information showing which deceased Class Members on the list have Pending Probates or closed probates and (2) documentation of any closed probates.

c. The Claims Administrator will segregate those funds owed to those deceased Class Members with Pending Probates and place them in a separate interest bearing account at the Qualified Bank, which funds shall have the same investment options as approved by the Court for the Remainder Account.

d. Interior will place the Claims Administrator on the service list for the Pending Probates so that the Claims Administrator will receive probate information in the same manner as Interior provides that information to other parties on the service list (such as heirs, executors and their attorneys).

e. The Claims Administrator shall distribute settlement funds based on those probate orders in accordance with the Settlement Agreement and other orders entered by this Court or the Special Master.

f. As provided in the Settlement Agreement, any funds remaining after distribution shall be transferred to the Indian Education Scholarship Fund (the “Scholarship Fund”) upon order of this Court.

g. As provided in the Settlement Agreement, the Claims Administrator, Class Counsel and the Class Representatives may rely on the information provided by Interior.

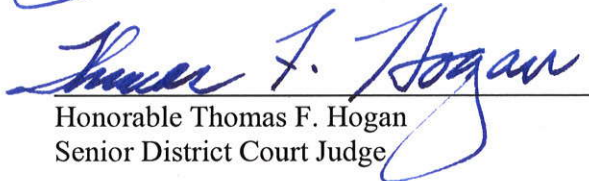
h. Nothing in this order expands the obligations or existing duties of Interior under the settlement.

3. The sum of \$ 21,773,438.50 shall be transferred to the Remainder Account.

4. The sum of \$ 21,773,438.50 shall be paid to the Scholarship Fund subject to the Agreement between Plaintiffs and the Scholarship Fund that those funds will be transferred back to the Plaintiffs' Settlement Account if Plaintiffs determine those funds are needed in accordance with the Settlement Agreement.

SO ORDERED

This the 29th day of January 2017.


Honorable Thomas F. Hogan
Senior District Court Judge