

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 GRANTING PLAINTIFFS' UNOPPOSED MOTION AUTHORIZING
THE USE OF UNPROBATED WILLS IN THE DISTRIBUTION OF FUNDS TO
HEIRS OF CLASS MEMBERS**

Upon consideration of the unopposed motion of Plaintiffs to authorize the use of unprobated wills in the distribution of settlement funds to the heirs of Class Members [Dkt. No. ~~1240~~], this Court's June 19, 2013 order is modified to provide as follows:

1. Where, at the time of distribution, the Claims Administrator, the Garden City Group, LLC ("GCG"), has not received any other documentation approved by this Court or the Special Master upon which to distribute funds to the heirs of a deceased Class Member, it shall be permitted to distribute those funds in accordance with the terms of an unprobated will where GCG reasonably believes such will to have been executed by the Class Member.

2. Where the will provides for the distribution of the Cobell settlement funds expressly or through a residuary clause, GCG is to direct payment in the manner provided for in the will. Where the will does not address the Cobell settlement payment expressly or otherwise, but identifies the heirs of the Class Member, GCG may use the will as guidance in distributing funds to heirs under applicable intestacy law.

3. Where an heir cannot be located by GCG in transmitting settlement funds as provided in paragraph 2, above, GCG may make payment to the heir in the care of the administrator or executor designated in the will.

SO ORDERED,



Honorable Thomas F. Hogan
Senior District Court Judge