

LEGAL NOTICE ABOUT PROPOSED SETTLEMENT

PLEASE READ THIS CAREFULLY. IT MAY AFFECT YOUR RIGHTS.

The United States District Court will hold a hearing to decide whether to approve the proposed settlement of the McClendon class action case. The hearing is scheduled for **10:00** am on **Wednesday, May 25th 2016**, at the United States Courthouse at 421 Gold Avenue SW, Sixth Floor. The case involves the detention of people at the Metropolitan Detention Center (MDC) by Bernalillo County or City of Albuquerque law enforcement officials, and the conditions within the County jail system. If you are detained in the MDC, you have the right to object to the proposed settlement.

What is the McClendon case about?

Primarily the lawsuit addresses jail conditions, including among other things:

- Excessive use of force by jail staff and other mistreatment by staff
- The disciplinary system
- The grievance system
- Medical services
- Mental health services
- Discrimination based on disability
- Safety issues, including assaults and classification problems

The lawsuit also addresses the arrest practices by County and City law enforcement officials.

The case **does not** involve claims for money damages.

Am I included?

If you are in the MDC, if you have been detained at the MDC in the past, or if you may be detained in the MDC in the future, you are included.

What does the settlement provide?

If the Court approves the settlement, experts in corrections, medical care, and mental health care will review jail conditions. The experts will report to the Court, which will decide if the conditions in and operation of the MDC have improved enough so that the case against the County must be dismissed. If the case is dismissed, the Court will order the County to continue to prevent overcrowding in the jail and take steps regarding

classification and housing.

The proposed settlement would not resolve any claims against the City of Albuquerque. It would only resolve the claims against Bernalillo County.

The proposed settlement would not provide money damages to any person.

What are my options?

If you accept the proposed settlement, you do not need to do anything.

If you object to the proposed settlement, you may either:

1. Mail a written objection to the Clerk of the Court, U.S. District Court, 333 Lomas Blvd NW, Albuquerque NM 87102 by **Monday, May 23rd, 2016**; or
2. Explain your objection to the lawyers for the people detained at the MDC. The lawyers will then inform the Court of your objection.

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You may call the lawyers free of charge from the phones in the MDC housing units.

How do I get more information?

A notice with more information about the settlement is posted in each housing unit in the MDC and in the MDC law library. The entire settlement agreement is available at the security desk in each housing unit and in the MDC law library. Both the notice with more information and the entire settlement agreement are also available on-line at the Bernalillo County web site www.bernco.gov/MDCMcClendon.

If you have questions about the notice or the settlement agreement, please **do not** send them to the Court. Please contact the lawyers and their staff if you have a question.