

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA,

Plaintiff,

-and-

ORDER

07-CV-2067 (NGG) (RLM)

THE VULCAN SOCIETY, INC., *for itself and on behalf of its members*, JAMEL NICHOLSON, and RUSEBELL WILSON, *individually and on behalf of a subclass of all other victims similarly situated seeking classwide injunctive relief*;

ROGER GREGG, MARCUS HAYWOOD, and KEVIN WALKER, *individually and on behalf of a subclass of all other non-hire victims similarly situated*; and

CANDIDO NUÑEZ and KEVIN SIMPKINS, *individually and on behalf of a subclass of all other delayed-hire victims similarly situated*,

Plaintiff-Intervenors,

-against-

THE CITY OF NEW YORK,

Defendant.

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NICHOLAS G. GARAUFIS, United States District Judge.

In the Final Relief Order, entered on October 26, 2012, the court directed the Special Masters to make preliminary eligibility determinations for the individual relief claimants seeking priority hiring and monetary relief. (Final Relief Order (Dkt. 1012) at 16.) On January 25, 2013, the Special Masters submitted a Report and Recommendation recommending that 745 claimants be designated by the court as eligible for priority hiring relief and monetary relief. (Jan. 25, 2013, Rep. & Rec. (Dkt. 1044).) The court asked the City to submit a response as to whether it

agreed with the Special Masters' determinations. (See Feb. 4, 2013, Order.) The City submitted a response informing the court that it agreed with the determinations for all individuals except for five claimants who are the subject of changed circumstances occurring after the Special Masters' determinations. (See Feb. 5, 2013, City Notice (Dkt. 1052).)

On February 20, 2013, the court held a status conference with the parties to address the issues relating to the five claimants. (See Feb. 21, 2013, Minute Entry.) The parties informed the court that they are discussing how to proceed with respect to those individuals, and will continue to update the court on the issues. There has been no other objection to any of the Special Masters' determinations of eligibility in the January 25, 2013, Report and Recommendation.

Therefore, the Special Masters' January 25, 2013, Report and Recommendation is ADOPTED IN PART, in that the claimants listed therein are eligible for priority hiring relief and monetary hiring relief except for Claimant 200000798, Claimant 2000002006, Claimant 200000551, Claimant 200007146, and Claimant 200001685, who will be the subject of further consideration.

SO ORDERED.

Dated: Brooklyn, New York
February 22, 2013

/s/
NICHOLAS G. GARAUFI
United States District Judge