

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
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New York, NY 10006
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jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241182

Your PIN: 298 117 862





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241182
PIN: 298 117 862



ABUNDIZ, RAENALDO GOVEA
838 PACIFIC AVE
SAN JOSE, CA 95126-4822

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTA CLARA OVERTDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

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Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241259

Your PIN: 535 807 329





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241259
PIN: 535 807 329



ADAMS, KENNETH ANTWON
870 S PALM LN UNIT 43
CHANDLER, AZ 85225

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241169

Your PIN: 970 975 482





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241169
PIN: 970 975 482



ALAVEZ, MIGUEL ANGEL
1958 TYMN WAY
SAN JOSE, CA 95122-1762

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
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NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
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YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

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Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

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\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241205

Your PIN: 976 908 221





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241205
PIN: 976 908 221



AMBELANG, JONATHAN ALBERT
157 UNION AVE APT B11
CAMPBELL, CA 95008-3139

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241232

Your PIN: 756 357 773





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241232
PIN: 756 357 773



AMPARO, HECTOR
226 CENTRAL AVE APT 6
SALINAS, CA 93901-2048

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241127

Your PIN: 514 053 956





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241127
PIN: 514 053 956



ANDERSON, TYRIK DANTE
2600 CORDE TERRA CIR APT 5307
SAN JOSE, CA 95111-1933

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTA CLARA OVERTDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241238

Your PIN: 307 346 564





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241238
PIN: 307 346 564



ANDREWS, ISAIAH HEEDE
333 ARLETA AVE
SAN JOSE, CA 95128-2202

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241244

Your PIN: 758 335 355





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241244
PIN: 758 335 355



ANTOINE, HALEY VERONICA
1589 RAYBURN CT APT A
FAIRFIELD, CA 94533-5255

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241200

Your PIN: 751 084 228





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241200
PIN: 751 084 228



ARGUELLES, NOE ORLANDO
4089 PAYNE AVE
SAN JOSE, CA 95117-3419

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
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- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

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Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

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\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



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All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241093

Your PIN: 958 450 814





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241093
PIN: 958 450 814



ARMENDARIZ, STEVEN HERNANDEZ
1141 COOPER AVE
TURLOCK, CA 95380-4111

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241128

Your PIN: 739 218 754





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241128
PIN: 739 218 754



AYALA, RAMON FERNANDEZ
244 OAKLAND AVE
SAN JOSE, CA 95116-3035

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
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- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
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NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

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Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

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\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

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Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



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Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

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If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241272

Your PIN: 762 949 706





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241272
PIN: 762 949 706



BALHIN, DEONTE RASHAUN
915 S RAILROAD ST
MC GEHEE, AR 71654-2634

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241113

Your PIN: 961 746 780





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241113
PIN: 961 746 780



BALTODANO, ANTHONY STEVEN
235 E SANTA CLARA ST
SAN JOSE, CA 95113-1900

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

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CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

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NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
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YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

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BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

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lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
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D. Do Nothing

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9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

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PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241125

Your PIN: 963 724 359





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241125
PIN: 963 724 359



BARBIERI, JOHN ANTHONY
701 CURTNER AVE APT 213
SAN JOSE, CA 95125

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241262

Your PIN: 311 301 724





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241262
PIN: 311 301 724



BATTLES, ELIJAH JOSEPHLEE
1141 SUMMERDALE DR
SAN JOSE, CA 95132-2935

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

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CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

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NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
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YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

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BACKGROUND INFORMATION

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The County of Santa Clara denies liability and all the allegations in the case.

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Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
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Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

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No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

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You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241162

Your PIN: 294 821 896





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241162
PIN: 294 821 896



BAUTISTA, JESUS CASTRO
80 S MARKET ST
SAN JOSE, CA 95113-2303

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241288

Your PIN: 765 586 478





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241288
PIN: 765 586 478



BAUTISTA, JOSE RAULBARAJAS
818 TERRACE PL APT I
MADERA, CA 93637-3150

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

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- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
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- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

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Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241076

Your PIN: 730 649 243





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241076
PIN: 730 649 243



BLANCOYEPEZ, JOSE
13209 AVENUE 432
OROSI, CA 93647-9739

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241080

Your PIN: 731 308 437





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241080
PIN: 731 308 437



BLUE, ZAVION DAMON
16873 MONTEREY ST APT 303
MORGAN HILL, CA 95037-8401

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

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NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

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Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

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- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



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All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241161

Your PIN: 969 657 098





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241161
PIN: 969 657 098



BON, ROSS NARIN
2940 ROCK RIVER CT
SAN JOSE, CA 95111-1233

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241129

Your PIN: 964 383 553





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241129
PIN: 964 383 553



BOND, LISA ANN
510 SADDLE BROOK DR SPC 257
SAN JOSE, CA 95136-4224

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

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- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
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NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

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6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

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\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

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Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241116

Your PIN: 737 241 176





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241116
PIN: 737 241 176



BORQUEZ, ALBERT
30 S 10TH ST
SAN JOSE, CA 95112-3501

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfbla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241255

Your PIN: 535 148 135





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241255
PIN: 535 148 135



BRAVO, WILLIAM MICHAEL
890 HAYES ST
SAN FRANCISCO, CA 94117-2615

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241099

Your PIN: 509 439 605





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241099
PIN: 509 439 605



BRIGHT, CHLOE BRIANA
80 S MARKET ST
SAN JOSE, CA 95113-2303

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241149

Your PIN: 967 679 519





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241149
PIN: 967 679 519



BROWN, CASEY AARON
173 CIRRUS AVE
SUNNYVALE, CA 94087

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfbla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241293

Your PIN: 991 410 471





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241293
PIN: 991 410 471



BROWN, RAYALDO DWAYNE
3701 GARVIN AVE
RICHMOND, CA 94805-1738

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfbla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241194

Your PIN: 300 095 441





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241194
PIN: 300 095 441



BUCKLEY, SHIFFON TANISHA
288 KENBROOK CIR
SAN JOSE, CA 95111-3266

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraoverdetection.com/page/espanol

Bằng tiếng việt:



www.santaclaraoverdetection.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241102

Your PIN: 284 934 000





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241102
PIN: 284 934 000



BUDD, JAMES PRENELL
10308 STERLING BLVD
CUPERTINO, CA 95014-3867

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241150

Your PIN: 292 844 318





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241150
PIN: 292 844 318



BUENOLEANDRO, JUAN JESUS
3817 MADELINE DR
SAN JOSE, CA 95127

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the "Settlement Fund" to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney's fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney's Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff's incentive award, and attorney's fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel's attorney's fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel's application for an award of attorney's fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241301

Your PIN: 992 728 855





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241301
PIN: 992 728 855



BUERER, DAVIDE RAYMOND
5919 TANDERA AVE
SAN JOSE, CA 95123

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____

Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241302

Your PIN: 317 893 654





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241302
PIN: 317 893 654



BUI, DUYEN KIM
840 QUINCE AVE # 27
SAN JOSE, CA

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241131

Your PIN: 514 713 150





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241131
PIN: 514 713 150



BUI, KHANH DUY
1894 SCHULTE DR APT 103
SAN JOSE, CA 95133-2107

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241142

Your PIN: 291 525 930





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241142
PIN: 291 525 930



CABRALES, MARYIA DORA
4754 CAMPBELL AVE APT 24
SAN JOSE, CA 95130-1775

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241241

Your PIN: 982 840 960





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241241
PIN: 982 840 960



CABRERA, DAVID RAY
2461 SLEEPY HOLLOW LN
SAN JOSE, CA 95116-3748

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241197

Your PIN: 975 589 836





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241197
PIN: 975 589 836



CAMARLINGHI, DYLAN
148 N KING RD
SAN JOSE, CA 95116-1241

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____

Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241278

Your PIN: 313 938 497






NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241278
PIN: 313 938 497


* 4 7 1 6 5 - F C - 0 0 0 0 3 6 *
CARDOZA, JAMES BARTHOLOMEW
1066 FOXCHASE DR APT 110
SAN JOSE, CA 95123-1150

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTA CLARA OVERTDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
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New York, NY 10006
518.732.6703
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jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241171

Your PIN: 521 305 079





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241171
PIN: 521 305 079



CASTROROBASCIOTT, REGINA MARIE
1346 LICK AVE APT 4
SAN JOSE, CA 95110-3232

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241245

Your PIN: 983 500 154





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241245
PIN: 983 500 154



CAVICCHIA, GUY ANGELO
2994 HUFF AVE APT 1
SAN JOSE, CA 95128-3015

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
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jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241266

Your PIN: 311 960 915





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241266
PIN: 311 960 915



CENICEROSMEZA, NAZARIO
483 SANDERS AVE
SAN JOSE, CA 95116-3434

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraoverdetection.com/page/espanol

Bằng tiếng việt:



www.santaclaraoverdetection.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241096

Your PIN: 733 945 210





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241096
PIN: 733 945 210



CERAOLO, RICHARD ALLAN
3761 NORWOOD AVE
SAN JOSE, CA 95148-2834

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241167

Your PIN: 520 645 889





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241167
PIN: 520 645 889



CERVANTES, JOSE GUADALUPE
590 N KING RD APT 7
SAN JOSE, CA 95133-1631

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241240

Your PIN: 757 676 161





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241240
PIN: 757 676 161



* 4 7 1 6 5 - F C - 0 0 0 0 4 2 *

CHESSON, SHANE WORSLEY
1065 ELOISE CIR
LOS ALTOS, CA 94022

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTA CLARA OVERTDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241177

Your PIN: 972 293 870





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241177
PIN: 972 293 870



CHOATE, JOSIAH ELIJAH
409 PINEFIELD RD
SAN JOSE, CA 95134-1238

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241073

Your PIN: 955 154 848





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241073
PIN: 955 154 848



CLARK, JEFFREY DONALD
969 DELMAS AVE
SAN JOSE, CA 95125-1631

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

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Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241207

Your PIN: 527 237 818





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241207
PIN: 527 237 818



COELHO, LYNNE MARIE
881 SUMMERBROOK LN
SAN JOSE, CA 95123-2561

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241300

Your PIN: 767 564 057





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241300
PIN: 767 564 057



COLINDRES, MICHAEL
2073 MCLAUGHLIN AVE APT 107
SAN JOSE, CA 95122-3326

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
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Janet Herold
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New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
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7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241199

Your PIN: 525 919 433





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241199
PIN: 525 919 433



COLON, JOSE LUIS
399 N 8TH ST
SAN JOSE, CA 95112

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241260

Your PIN: 760 972 127





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241260
PIN: 760 972 127



CONTRERAS, JUAN MANUEL
80 S MARKET ST
SAN JOSE, CA 95113-2303

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241134

Your PIN: 290 207 545





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241134
PIN: 290 207 545



COOLEY, KRYSTAL DON
428 7TH AVE N
BUHL, ID 83316

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241267

Your PIN: 537 125 713





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241267
PIN: 537 125 713



CRUZCONTRERAS, JUCINTO
2903 DAMICO DR
SAN JOSE, CA 95148-3643

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241132

Your PIN: 739 877 948





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241132
PIN: 739 877 948



CRUZPACHECO, JOSUE RANSSES
368 N 13TH ST
SAN JOSE, CA 95112-1832

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
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415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241084

Your PIN: 731 967 631





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241084
PIN: 731 967 631



CUMMINGS, JOE EDWARD
2075 BERING DR STE J
SAN JOSE, CA 95131-2011

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241117

Your PIN: 962 405 974





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241117
PIN: 962 405 974



DALE, HEATHER PAMELA
1734 OLDTREE CT
SAN JOSE, CA 95131-1931

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the "Settlement Fund" to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney's fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney's Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff's incentive award, and attorney's fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel's attorney's fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel's application for an award of attorney's fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241187

Your PIN: 523 941 851





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241187
PIN: 523 941 851



DANIELS, BROOKE COURTNEY
14830 LLAGAS AVE
SAN MARTIN, CA 95046-9522

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241280

Your PIN: 764 268 090





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241280
PIN: 764 268 090



DELANDA, RYAN VILLAREAL
57 STEWART AVE APT 6
FREEDOM, CA 95019-3154

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241215

Your PIN: 528 556 206





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241215
PIN: 528 556 206



DELRIO, TENESHA MARIE
7249 DOWDY ST
GILROY, CA 95020

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241201

Your PIN: 976 249 027





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241201
PIN: 976 249 027



DETHROW, SAMANTHA ELIZABETH
72 SABATTUS ST APT 5
LEWISTON, ME 04240-6846

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241263

Your PIN: 536 466 523





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241263
PIN: 536 466 523



DEVINCENZI, JUSTIN MICHAEL
9320 CANYON OAK RD
SALINAS, CA 93907-1055

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
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929.266.3971
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Janet Herold
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New York, NY 10006
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lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241192

Your PIN: 749 765 844





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241192
PIN: 749 765 844



DIEGOREYES, ERICK
1900 POCO WAY APT 305
SAN JOSE, CA 95116-3579

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241298

Your PIN: 317 234 460





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241298
PIN: 317 234 460



DOUGLAS, ANDREW JACKSON
3300 NARVAEZ AVE SPC 186
SAN JOSE, CA 95136-1252

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241265

Your PIN: 986 796 117





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241265
PIN: 986 796 117



ELIZARRARAZ, ARMANDO FRANCIA
469 SANDERS AVE
SAN JOSE, CA 95116-3434

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
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JUSTICE CATALYST LAW
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jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
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P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241069

Your PIN: 954 495 657





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241069
PIN: 954 495 657



ESPARZA, VALINTINO MARIONO
35977 SPRUCE ST
NEWARK, CA 94560-1039

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

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Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241105

Your PIN: 960 428 393





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241105
PIN: 960 428 393



ESPINO, FELICIA MONIQUE
1179 ACADIA AVE
MILPITAS, CA 95035-6401

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
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Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241250

Your PIN: 309 324 143





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241250
PIN: 309 324 143



ESPINOZA, ENRIQUE MARTINEZ
438 CAPITOL VILLAGE CIR
SAN JOSE, CA 95136-2270

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
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New York, NY 10005
929.266.3971
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JUSTICE CATALYST LAW
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Janet Herold
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New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241253

Your PIN: 984 818 538





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241253
PIN: 984 818 538



ESTRADA, ROBERT REGINALD
2925 FLORENCE AVE APT 58
SAN JOSE, CA 95127

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
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929.266.3971
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518.732.6703
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ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfbla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241074

Your PIN: 280 319 646





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241074
PIN: 280 319 646



ESTRADAGUZMAN, PEDRO
622 W MAYFIELD BLVD
SAN ANTONIO, TX 78211

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfbla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241124

Your PIN: 738 559 560





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241124
PIN: 738 559 560



ETIENNE, LEROY
1755 OFARRELL ST APT 1511
SAN FRANCISCO, CA 94115-5250

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
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Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
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jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241178

Your PIN: 297 458 668





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241178
PIN: 297 458 668



FELIX, RAMON CASTRO
1821 PANAMA AVE
SAN JOSE, CA 95122

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the "Settlement Fund" to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney's fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney's Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff's incentive award, and attorney's fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel's attorney's fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel's application for an award of attorney's fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241089

Your PIN: 957 791 620





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241089
PIN: 957 791 620



FIELD, CHRISTOPHER C
3813 GULF BLVD APT 408
ST PETE BEACH, FL 33706-3925

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTA CLARA OVERTDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

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New York, NY 10006
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jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
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P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241208

Your PIN: 752 402 616





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241208
PIN: 752 402 616



FIGUEROA, JOSE JESUS
2721 BENTON ST
SANTA CLARA, CA 95051-4809

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241254

Your PIN: 309 983 337





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241254
PIN: 309 983 337



FLORES, RAUL
2011 LITTLE ORCHARD ST
SAN JOSE, CA 95125-1031

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfbla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241122

Your PIN: 288 229 963





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241122
PIN: 288 229 963



FORSTROM, ANNA BERNADINE
4230 MONET CIR
SAN JOSE, CA 95136-2330

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241286

Your PIN: 315 256 881





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241286
PIN: 315 256 881



FRAZIER, SAMMONTA
2451 MEADVIEW ROAD MEADOW GLN
SACRAMENTO, CA 95832

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241218

Your PIN: 304 050 598





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241218
PIN: 304 050 598



FRERKING, EDUARD LOUIS
1545 SUNFLOWER DR
HOLLISTER, CA 95023-9783

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfbla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241158

Your PIN: 294 162 702





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241158
PIN: 294 162 702



GAMEZ, LUIS ENRIQUE
8100 FOREST ST
GILROY, CA 95020-4501

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfbla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241106

Your PIN: 285 593 191





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241106
PIN: 285 593 191



GARCIA, JOSE
11400A LIPPELMAN RD APT 10
CINCINNATI, OH 45246

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241147

Your PIN: 517 349 922





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241147
PIN: 517 349 922



GARCIAPEREZ, MAXIMO
241 CHALET AVE
SAN JOSE, CA 95127-1812

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
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jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241094

Your PIN: 283 615 613





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241094
PIN: 283 615 613



GARMAN, RICHARD PHILLIP
1661 GUADALUPE AVE
SAN JOSE, CA 95125

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241186

Your PIN: 298 777 053





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241186
PIN: 298 777 053



GAULDIN, ANDREW LEE
11 S 10TH ST APT 4
SAN JOSE, CA 95112-7410

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

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Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
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jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241175

Your PIN: 521 964 273





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241175
PIN: 521 964 273



GLAZE, SHANELLE AMBER
2771 MONROE ST
SANTA CLARA, CA 95051-1738

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
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Janet Herold
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New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241264

Your PIN: 761 631 318





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241264
PIN: 761 631 318



GONZALES, CYNTHIA ROSE
180 N 4TH ST APT 801
SAN JOSE, CA 95112-5547

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
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40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241307

Your PIN: 543 717 646





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241307
PIN: 543 717 646



GONZALES, JAIME WILLIAMS
696 N 11TH ST APT B
SAN JOSE, CA 95112-3280

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

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\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

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NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

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Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

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\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

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Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



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All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



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The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241144

Your PIN: 741 855 527





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241144
PIN: 741 855 527



GONZALEZ, ERIK ALEJANDRO
1715 UNIVERSITY WAY
SAN JOSE, CA 95126-1557

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the "Settlement Fund" to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney's fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney's Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff's incentive award, and attorney's fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel's attorney's fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel's application for an award of attorney's fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241239

Your PIN: 532 511 363





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241239
PIN: 532 511 363



GRANADO, KOHL VALENTINO
385 NOTRTH 3RD ST APT B6
SAN JOSE, CA 95112

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241221

Your PIN: 979 544 993





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241221
PIN: 979 544 993



GRON, JACOB SHEPARD
3671 CARICK PLACE WAY
SAN JOSE, CA 95121-1904

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfbla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241120

Your PIN: 737 900 366





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241120
PIN: 737 900 366



GUERRERO, DANIEL
5623 STONEHAVEN DR
MARYSVILLE, CA 95901-8356

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241160

Your PIN: 744 492 299





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241160
PIN: 744 492 299



* 4 7 1 6 5 - F C - 0 0 0 0 8 7 *

GUERREROGOMEZ, AMY RENEE
273 BLOSSOM HILL RD
SAN JOSE, CA 95123-2048

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraoverdetection.com/page/espanol

Bằng tiếng việt:



www.santaclaraoverdetection.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241252

Your PIN: 759 653 740





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241252
PIN: 759 653 740



GUILLEN, ALAN HERNANDEZ
426 AMMUNITION RD APT 504
FALLBROOK, CA 92028-3269

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241195

Your PIN: 525 260 239





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241195
PIN: 525 260 239



GUTHRIE, LAUREN KRISTINE
2011 LITTLE ORCHARD ST
SAN JOSE, CA 95125-1031

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241273

Your PIN: 988 114 504





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241273
PIN: 988 114 504



GUTIERREZ, JIMENEZ
3105 DAKAN CT
SAN JOSE, CA 95136-1002

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
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- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

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Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



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All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241268

Your PIN: 762 290 512





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241268
PIN: 762 290 512



GUTIERREZ, JONATHAN
5816 FAIRBAIRN DR
NORTH HIGHLANDS, CA 95660

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTA CLARA OVERTDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241258

Your PIN: 310 642 530





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241258
PIN: 310 642 530



HALL, JAMES CHRISTOPHER
1220 60TH AVE
OAKLAND, CA 94621-3910

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241152

Your PIN: 743 173 911





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241152
PIN: 743 173 911



HAMPEL, MIKHAILA
6003 MAJORCA CT
SAN JOSE, CA 95120-4421

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
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ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241174

Your PIN: 296 799 475





NOTICE OF SETTLEMENT - 7
***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241174
PIN: 296 799 475



HEIDECKER, ERIN PATRICIA
772 S 2ND ST
SAN JOSE, CA 95112-5858

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

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CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

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Your Legal Rights and Options in this Settlement

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| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

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BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

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This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

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The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



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The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

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Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

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- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

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8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

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B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



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All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

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The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

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You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241305

Your PIN: 993 388 049





NOTICE OF SETTLEMENT - 7
***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241305
PIN: 993 388 049



HERNANDEZ, ANTONIO CESAR
7440 FOREST ST
GILROY, CA 95020-5810

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
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jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241085

Your PIN: 957 132 430





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241085
PIN: 957 132 430



HERNANDEZ, JESUS MOISES
662 HIGH GLEN DR
SAN JOSE, CA 95133-2017

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

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CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

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- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
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Your Legal Rights and Options in this Settlement

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|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

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\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

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Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

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B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241283

Your PIN: 539 762 486





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241283
PIN: 539 762 486



HIGGINS, JORDAN TIMOTHY
5441 COLONY GREEN DR
SAN JOSE, CA 95123-1443

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241261

Your PIN: 986 136 926





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241261
PIN: 986 136 926



HIGHTOWER, ALEXANDER ROSS
21540 ALMADEN RD
SAN JOSE, CA 95120-4310

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

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DEADLINE: SEPTEMBER 4, 2023

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CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

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NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
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YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

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BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

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Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfbla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
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A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

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D. Do Nothing

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9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

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PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241179

Your PIN: 522 623 467





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241179
PIN: 522 623 467



HOLGUIN, ARMANDO
859 S 10TH ST
SAN JOSE, CA 95112

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraoverdetection.com/page/espanol

Bằng tiếng việt:



www.santaclaraoverdetection.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241294

Your PIN: 316 575 269





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241294
PIN: 316 575 269



HOLLINGS, LANESHA JOYCE
2378 PRUNERIDGE AVE APT 2
SANTA CLARA, CA 95050-6456

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

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NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

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BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

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This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

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3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

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New York, NY 10005
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JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
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7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



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Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

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No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

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You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241138

Your PIN: 290 866 736





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241138
PIN: 290 866 736



HOLMES, BRIAN
950 MAIN ST APT 131
REDWOOD CITY, CA 94063-1946

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241168

Your PIN: 745 810 684





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241168
PIN: 745 810 684



HULSING, JENNIFER ELLEN
80 S MARKET ST
SAN JOSE, CA 95113-2303

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
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- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
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- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

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Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241086

Your PIN: 282 297 228





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241086
PIN: 282 297 228



HUNT, JULIE
80 S MARKET ST
SAN JOSE, CA 95113-2303

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241100

Your PIN: 734 604 403





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241100
PIN: 734 604 403



HUNT, ZACHARY DANIEL
546 W JULIAN ST
SAN JOSE, CA 95110-2351

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
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PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
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- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

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\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

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Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
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- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241209

Your PIN: 977 567 415





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241209
PIN: 977 567 415



JACKSON, DONALD
1 HOLMES DR
SAN JOSE, CA 95127

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
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New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241181

Your PIN: 972 953 064





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241181
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JANUARY, EDWARD
934 MCLELLAN AVE
SAN JOSE, CA 95110

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

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CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

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IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

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NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
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YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

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BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

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Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfbla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



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The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

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You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



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Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

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The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241156

Your PIN: 743 833 105





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241156
PIN: 743 833 105



JEANPIERRE, ZYAIR EDWIN
4978 EDGAR CT # 3
SAN JOSE, CA 95118

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____

Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241126

Your PIN: 288 889 157





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241126
PIN: 288 889 157



JIMENEZ, JOSE JUAN
7700 ROSANNA ST
GILROY, CA 95020-5038

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241290

Your PIN: 315 916 075





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241290
PIN: 315 916 075



JOHNSON, DANIEL LEE
400 CHATEAU LA SALLE DR
SAN JOSE, CA 95111-3033

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241196

Your PIN: 750 425 038





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241196
PIN: 750 425 038



JOHNSON, JENNIFER BROOKE
3180 NEWBERRY DR STE 150
SAN JOSE, CA 95118-1566

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241212

Your PIN: 753 061 810





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241212
PIN: 753 061 810



JONES, CHRISTOPHER ALPHONSE
3147 WILLIAMSBURG DR APT 4
SAN JOSE, CA 95117-3907

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241251

Your PIN: 534 488 941





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241251
PIN: 534 488 941



JONES, CORNELIUS PATRICK
80 S MARKET ST
SAN JOSE, CA 95113-2303

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTA CLARA OVERTDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241185

Your PIN: 973 612 255





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241185
PIN: 973 612 255



JULIAN, KAMISHA LASHANN
1932 LOYOLA DR
SAN JOSE, CA 95122-2051

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241271

Your PIN: 537 784 907





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241271
PIN: 537 784 907



KAUK, NATHAN PETER
16891 STEVENS CANYON RD
CUPERTINO, CA 95014-5511

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241166

Your PIN: 295 481 090





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241166
PIN: 295 481 090



KEEPING, ROSS
3354 MOUNT LOGAN DR
SAN JOSE, CA 95127-4826

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241248

Your PIN: 758 994 546





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241248
PIN: 758 994 546



KING, DEJA JOY
1800 STOKES ST APT 59
SAN JOSE, CA 95126-4723

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTA CLARA OVERTDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241141

Your PIN: 966 361 131





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241141
PIN: 966 361 131



LANDA, ARMANDO CERVANTEZ
1609 E 6TH ST
STOCKTON, CA 95206-2305

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241236

Your PIN: 757 016 967





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241236
PIN: 757 016 967



LARESCHOLICO, MARIA
3779 BLACKFORD AVE APT 10
SAN JOSE, CA 95117-1926

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241281

Your PIN: 989 432 889





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241281
PIN: 989 432 889



LAZARO, JUAN JOSE
634 WPARR 202
LOS GATOS, CA 95032

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
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jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241206

Your PIN: 302 073 019





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241206
PIN: 302 073 019



LEE, HUA HUI
128 EL BOSQUE DR
SAN JOSE, CA 95134-1608

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241145

Your PIN: 967 020 325





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241145
PIN: 967 020 325



LEE, KAE
1735 LAWRENCE RD APT 213
SANTA CLARA, CA 95051-2151

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241242

Your PIN: 308 005 758





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241242
PIN: 308 005 758



LEWIS, TYRONE
10037 WILD ORCHID WAY
ELK GROVE, CA 95757-4345

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241203

Your PIN: 526 578 624





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241203
PIN: 526 578 624



LIMA, HENRY MAURICIO
1626 LA ROSSA CIR
SAN JOSE, CA 95125-1251

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
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Janet Herold
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New York, NY 10006
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lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241071

Your PIN: 504 825 254





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241071
PIN: 504 825 254



LIRA, ENRIQUE BENITEZ
1304 SANTEE DR APT J
SAN JOSE, CA 95122-2755

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241137

Your PIN: 965 701 937





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241137
PIN: 965 701 937



LOCKER, JEFFREY LOMONT
2319 W GARLAND AVE
FRESNO, CA 93705-2633

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
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New York, NY 10006
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jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241188

Your PIN: 749 106 650





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241188
PIN: 749 106 650



LOMBERA, JAVIER JULIAN
1728 BROADWAY ST APT 2
REDWOOD CITY, CA 94063-2431

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241274

Your PIN: 313 279 303





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241274
PIN: 313 279 303



LOPEZ, DAYJA ERYNA
5281 CAMDEN AVE APT 250
SAN JOSE, CA 95124-5811

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
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New York, NY 10006
518.732.6703
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jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241224

Your PIN: 755 039 389





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241224
PIN: 755 039 389



LOPEZ, JUAN BOLANOS
148 GEORGE ST APT A
SAN JOSE, CA 95110-2100

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfbla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241297

Your PIN: 992 069 661





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241297
PIN: 992 069 661



LOPEZ, MARCEL
803 DECOTO RD
UNION CITY, CA 94587-3514

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
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Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
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jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241164

Your PIN: 745 151 493





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241164
PIN: 745 151 493



LOPEZ, RICARDO JOSE
1353 KARL ST
SAN JOSE, CA 95122-1639

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241108

Your PIN: 735 922 788





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241108
PIN: 735 922 788



LOPEZCADENA, LUIS ANGEL
270 N 24TH ST
SAN JOSE, CA 95116-1108

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____

Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
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Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241070

Your PIN: 279 660 456





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241070
PIN: 279 660 456



LOVATO, JOEY JACOB
280 HAAS AVE APT 1
SAN LEANDRO, CA 94577-3743

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241148

Your PIN: 742 514 721





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241148
PIN: 742 514 721



MABRY, AMAHD CHISTOPHER
811 PHILIPS DR APT A
TUSKEGEE INSTITUTE, AL 36088-2345

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____

Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
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Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241110

Your PIN: 286 252 385





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241110
PIN: 286 252 385



MACIAS, ANGELA TERESA
8184 POINT LOMA WAY
SACRAMENTO, CA 95828

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241133

Your PIN: 965 042 747





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241133
PIN: 965 042 747



MALONE, ZACHERY WENDELL
195 E SAN FERNANDO ST
SAN JOSE, CA 95112-3503

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241139

Your PIN: 516 031 534





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241139
PIN: 516 031 534



MANRIQUEZ, ISSAC JOSEPH
889 CANFIELD CT APT 1
SAN JOSE, CA 95136-1734

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241276

Your PIN: 763 608 900





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241276
PIN: 763 608 900



MARCEL, BORIS
PO BOX 2084
SAN JOSE, CA 95109-2084

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
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New York, NY 10006
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jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
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San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241269

Your PIN: 987 455 310





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241269
PIN: 987 455 310



MARTINEZ, BRIANNA KAYLEEN
2171 SONADOR CMNS
SAN JOSE, CA 95128-4563

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
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P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241159

Your PIN: 519 327 501





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241159
PIN: 519 327 501



MARTINEZ, JUAN VALENTIN
95 BISCEGLIA AVE
MORGAN HILL, CA 95037-5102

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

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jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241289

Your PIN: 990 751 277





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241289
PIN: 990 751 277



MARTINEZ, RICK ANTHONY
1145 DUNFORD WAY
SUNNYVALE, CA 94087

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfbla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241287

Your PIN: 540 421 680





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241287
PIN: 540 421 680



MARZOLLA, ANDREA LOUISE
139 MARKET ST
SANTA CRUZ, CA 95060-2926

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
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jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241072

Your PIN: 729 990 049





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241072
PIN: 729 990 049



MATAMOROS, ISOLDA
3608 BARHAM BLVD APT U235
LOS ANGELES, CA 90068

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241153

Your PIN: 968 338 710





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241153
PIN: 968 338 710



MATHIS, CANDY SHAIRRA
2304 ZANKER RD
SAN JOSE, CA 95131-1115

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
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Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241304

Your PIN: 768 223 251





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241304
PIN: 768 223 251



MCBRIDE, ANDRE JOHN
8159 SHELTER CREEK LN
SAN BRUNO, CA 94066-3829

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241170

Your PIN: 296 140 281





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241170
PIN: 296 140 281



MCCLEARY, MICHELLE NICOLE
PO BOX 9078
AUBURN, CA 95604-9078

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____

Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
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Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241136

Your PIN: 740 537 139





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241136
PIN: 740 537 139



MCCOMAS, SCOTT DONALD
701 GLENARTHUR DR
WILMINGTON, NC 28412-3040

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241176

Your PIN: 747 129 072





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241176
PIN: 747 129 072



MCNARY, CHRISTOPHER
80 S MARKET ST
SAN JOSE, CA 95113-2303

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
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New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241279

Your PIN: 539 103 295





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241279
PIN: 539 103 295



MEAKIN, SKYLER MICHAEL
1960 CHURCH AVE
SAN MARTIN, CA 95046-9656

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241231

Your PIN: 531 192 978





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241231
PIN: 531 192 978



MELENDREZ, JOHN
37 YOUNG DR
SALINAS, CA 93901-1437

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
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Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241112

Your PIN: 736 581 982





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241112
PIN: 736 581 982



MELINO, JASON CLARK
333 W SANTA CLARA ST STE 1050
SAN JOSE, CA 95113

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____

Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
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ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241140

Your PIN: 741 196 333





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241140
PIN: 741 196 333



MENDOZA, CUAUHEMOC
4481 DAVIS ST APT 5
SANTA CLARA, CA 95054-2580

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
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Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
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jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241092

Your PIN: 733 286 016





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241092
PIN: 733 286 016



MOLLETT, LICIA ANN
97 N 11TH ST
SAN JOSE, CA 95112-3426

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

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415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241226

Your PIN: 305 368 986





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241226
PIN: 305 368 986



MONTERO, MANUEL
3180 LOMA VERDE DR APT 24
SAN JOSE, CA 95117-3847

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

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New York, NY 10006
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jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241090

Your PIN: 282 956 419





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241090
PIN: 282 956 419



MOORE, CHARLES WESLEY
4111 E HOLLAND AVE
FRESNO, CA 93726-3730

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
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415.282.9300
rachel@sfbla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241109

Your PIN: 961 087 586





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241109
PIN: 961 087 586



MORATAYACACERES, RAFAEL ESTUARDO
1267 PARK AVE APT 1
SAN JOSE, CA 95126-2524

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241210

Your PIN: 302 732 213





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241210
PIN: 302 732 213



MORENO, DARLENE LOUISE
822 MORAGA DR
MOUNTAIN VIEW, CA 94041-2566

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241243

Your PIN: 533 170 557





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241243
PIN: 533 170 557



MORENOGONZALEZ, ROLANDO JAVIER
3136 CADILLAC DR APT 3
SAN JOSE, CA 95117-4003

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraoverdetection.com/page/espanol

Bằng tiếng việt:



www.santaclaraoverdetection.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
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JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241277

Your PIN: 988 773 698





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241277
PIN: 988 773 698



MOTIL, RYAN DAVID
501 BURKE DR APT 121
HINESVILLE, GA 31313-3819

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
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Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241213

Your PIN: 978 226 609





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241213
PIN: 978 226 609



MURPHY, KALLIE LEIGH
4403 VALLEY AVE APT J
PLEASANTON, CA 94566-5579

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the "Settlement Fund" to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney's fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney's Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff's incentive award, and attorney's fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel's attorney's fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel's application for an award of attorney's fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241087

Your PIN: 507 462 027





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241087
PIN: 507 462 027



NEGRON, MARITZA
9059 PINATA WAY APT 2
SACRAMENTO, CA 95826

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
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jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
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P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241143

Your PIN: 516 690 728





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241143
PIN: 516 690 728



NGYEN, PETER THANH
4401 MARVEL CT
ANTELOPE, CA 95843-6023

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241165

Your PIN: 970 316 292





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241165
PIN: 970 316 292



NICHOLAS, MITCHELL
80 S MARKET ST
SAN JOSE, CA 95113-2303

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

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New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241216

Your PIN: 753 721 001





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241216
PIN: 753 721 001



NORWOOD, CHARLES MACK
80 S MARKET ST
SAN JOSE, CA 95113-2303

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241066

Your PIN: 279 001 262





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241066
PIN: 279 001 262



NUNEZ, ROBERT
817 BUCHSER WAY
SAN JOSE, CA 95125-2402

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241091

Your PIN: 508 121 217





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241091
PIN: 508 121 217



OLIVERFRAGOSO, ALONSO
2050 MCKEE RD APT 99
SAN JOSE, CA 95116-1420

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241296

Your PIN: 766 904 863





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241296
PIN: 766 904 863



ORTIZ, BENJAMIN
141 COTTAGE GROVE AVE
SAN JOSE, CA 95110-3609

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

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Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
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518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241306

Your PIN: 318 552 848





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241306
PIN: 318 552 848



PALACIOS, ALMA ELIA
1069 SADDLEWOOD DR
SAN JOSE, CA 95121-2757

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241237

Your PIN: 982 181 766





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241237
PIN: 982 181 766



PAPION, TAYLOR RENE
4089 CASTELLINA WAY
MANTECA, CA 95337-8455

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241114

Your PIN: 286 911 579





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241114
PIN: 286 911 579



PARCELL, DEREK ROBERT
967 LUNDY AVE APT 111
SAN JOSE, CA 95133-1575

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241118

Your PIN: 287 570 773





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241118
PIN: 287 570 773



PATINO, NESTOR JAVIER
2245 LANAI AVE APT 108
SAN JOSE, CA 95122

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241235

Your PIN: 531 852 169





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241235
PIN: 531 852 169



PEREZ, FREDI MILTONHERNAN
1531 E SAN FERNANDO ST
SAN JOSE, CA 95116-2420

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

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Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241111

Your PIN: 511 417 183





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241111
PIN: 511 417 183



PEREZDOMINGUEZ, ALEJANDRO
184 ROXBURY ST APT 3
SANTA CLARA, CA 95050-5830

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

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PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241193

Your PIN: 974 930 642





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241193
PIN: 974 930 642



PERGUIDI, CHRISTOPHER CORYELLE
550 HERMITAGE CT
SAN JOSE, CA 95134-1316

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241103

Your PIN: 510 098 799





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241103
PIN: 510 098 799



PETRAKIS, KOSTA
80 S MARKET ST
SAN JOSE, CA 95113-2303

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTA CLARA OVERTDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfbla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241285

Your PIN: 990 092 083





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241285
PIN: 990 092 083



PHUNG, DUNG DINH
1973 MONROE ST
SANTA CLARA, CA 95050-3573

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTA CLARA OVERTDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241098

Your PIN: 284 274 806





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241098
PIN: 284 274 806



PIAZZA, JACOB
8021 W EVANS CREEK RD
ROGUE RIVER, OR 97537-9752

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTA CLARA OVERTDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241282

Your PIN: 314 597 687





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241282
PIN: 314 597 687



PIERRE, PABLO RICARDO
22629 7TH ST APT C
HAYWARD, CA 94541-3048

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

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- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
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- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
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NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

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Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

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\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



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All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



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The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241275

Your PIN: 538 444 101





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241275
PIN: 538 444 101



POMBO, ANTHONY EDWARD
7028 VIA ANACAPA
SAN JOSE, CA 95139-1116

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241067

Your PIN: 504 166 060





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241067
PIN: 504 166 060



POSEY, PATRICK ANTHONY
1474 MOFFO CT
SAN JOSE, CA 95121-2033

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241233

Your PIN: 981 522 572





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241233
PIN: 981 522 572



POTTS, ELISE NADINE
916 WEST ST
HOLLISTER, CA 95023-4621

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241295

Your PIN: 541 740 068





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241295
PIN: 541 740 068



PURNELL, ARDELL GENE
1301 RICHLAND AVE APT 68
MODESTO, CA 95351-5027

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
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- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

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\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



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All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241211

Your PIN: 527 897 012





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241211
PIN: 527 897 012



QUERO, HAROLD
1359 GLACIER DR
MILPITAS, CA 95035-6505

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241299

Your PIN: 542 399 258





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241299
PIN: 542 399 258



RAMIREZ, MAGGIE
933 N HARRISON ST
STOCKTON, CA 95203

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241228

Your PIN: 755 698 583





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241228
PIN: 755 698 583



RAMIREZ, URIEL ISMAEL
1000 CLYDE AVE APT 4
SANTA CLARA, CA 95054-1913

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfbla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241075

Your PIN: 505 484 445





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241075
PIN: 505 484 445



RAMOS, ANTONIO
1256 TORRANCE AVE
SUNNYVALE, CA 94089-2606

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241146

Your PIN: 292 185 124





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241146
PIN: 292 185 124



REED, CHARITY
1432 W SAN CARLOS ST
SAN JOSE, CA 95126-3217

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
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Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241151

Your PIN: 518 009 116





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241151
PIN: 518 009 116



REYES, FREDDY
1430 CRUCERO DR APT A
SAN JOSE, CA 95122-2804

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241247

Your PIN: 533 829 750





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241247
PIN: 533 829 750



REYES, JOSEPH CHRISTOPHER
1919 SENTER RD
SAN JOSE, CA 95112

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241097

Your PIN: 959 110 008





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241097
PIN: 959 110 008



RICHARDSON, SHANNON
5684 CALMOR CT APT 3
SAN JOSE, CA 95123-5749

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

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CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

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THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

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- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
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Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

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6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

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Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

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- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
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8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

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B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



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All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

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The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241246

Your PIN: 308 664 952





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241246
PIN: 308 664 952



RIVAS, CARRIE LYNN
195 E SAN FERNANDO ST
SAN JOSE, CA 95112-3503

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241107

Your PIN: 510 757 990





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241107
PIN: 510 757 990



ROBLES, NEIL KING
1780 BALSA AVE
SAN JOSE, CA 95124-1861

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

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\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
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- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

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6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
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New York, NY 10005
929.266.3971
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JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

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\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

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Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



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All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241229

Your PIN: 980 863 381





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241229
PIN: 980 863 381



RODRIGUES, FELICIA ANN
831 GALE DR APT 57
CAMPBELL, CA 95008-0934

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241292

Your PIN: 766 245 672





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241292
PIN: 766 245 672



RODRIGUEZ, CELINA
2290 ARAM AVE
SAN JOSE, CA 95128-4203

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

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CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

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YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

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NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
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| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

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BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

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This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

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3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

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Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

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JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

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The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



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A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

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B. Object to the settlement

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Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

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The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241095

Your PIN: 508 780 411





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241095
PIN: 508 780 411



RODRIGUEZ, SILVANA CARMEN
1332 PALM ST
SAN JOSE, CA 95110-3329

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241154

Your PIN: 293 503 508





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241154
PIN: 293 503 508



ROMAN, JOSE LUIS
1674 MERRILL DR APT 11
SAN JOSE, CA 95124-5936

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfbla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241163

Your PIN: 519 986 695





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241163
PIN: 519 986 695



ROMERO, JOSE MARCOS
552 S 11TH ST APT 1
SAN JOSE, CA 95112-2377

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
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New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241222

Your PIN: 304 709 792





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241222
PIN: 304 709 792



ROMERO, MARK DEGUZMAN
727 E DUANE AVE APT 3
SUNNYVALE, CA 94085-3309

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

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YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

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NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
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BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

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3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

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Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



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8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

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You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



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Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

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The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241234

Your PIN: 306 687 370





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241234
PIN: 306 687 370



ROSALES, EDUARDO PAUL
701 S ABEL ST
MILPITAS, CA 95035-5243

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the "Settlement Fund" to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney's fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney's Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff's incentive award, and attorney's fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel's attorney's fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel's application for an award of attorney's fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241257

Your PIN: 985 477 732





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241257
PIN: 985 477 732



RUIZ, HECTOR MANUEL
2059 EDGE GATE DR
SAN JOSE, CA 95122-4025

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241068

Your PIN: 729 330 859





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241068
PIN: 729 330 859



RYAN, JACK LEO
2086 HURAN DR
SAN JOSE, CA 95122-1723

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the "Settlement Fund" to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney's fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney's Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff's incentive award, and attorney's fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel's attorney's fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel's application for an award of attorney's fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241130

Your PIN: 289 548 351





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241130
PIN: 289 548 351



SADSAD, MONICA ASLINCION
1926 EDGESTONE CIR
SAN JOSE, CA 95122-4011

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241191

Your PIN: 524 601 045





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241191
PIN: 524 601 045



SALAZAR, RIGOBERTO
80 S MARKET ST
SAN JOSE, CA 95113-2303

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241284

Your PIN: 764 927 284





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241284
PIN: 764 927 284



SALDANA, SAVANNAH ROSE
2135 MARLBORO CT
SAN JOSE, CA 95128-5034

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

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Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241101

Your PIN: 959 769 202





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241101
PIN: 959 769 202



SANCHEZ, SANTOS RAMON
788 PONDEROSA AVE
SUNNYVALE, CA 94086-8610

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____

Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
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jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241155

Your PIN: 518 668 307





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241155
PIN: 518 668 307



SANDOVAL, ARMANDO RUANO
1652 S KING RD
SAN JOSE, CA 95122-2224

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTA CLARA OVERTDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241223

Your PIN: 529 874 590





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241223
PIN: 529 874 590



SANTILLANO, NOE
3980 EL CAMINO REAL UNIT 18
PALO ALTO, CA 94306-3326

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
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Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
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jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241256

Your PIN: 760 312 933





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241256
PIN: 760 312 933



SCOTT, JARELL ISAAH
2644 OPHELIA AVE
SAN JOSE, CA 95122-1315

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241189

Your PIN: 974 271 448





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241189
PIN: 974 271 448



SEDILLO, JOSEPH CARLOS
4716 MENDOZA AVE
SAN JOSE, CA 95111-2644

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
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New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241121

Your PIN: 963 065 165





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241121
PIN: 963 065 165



SEGURAMALDONADO, FABIAN
2158 TASMAN DR APT 255
SANTA CLARA, CA 95054-1040

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____

Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfbla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241172

Your PIN: 746 469 878





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241172
PIN: 746 469 878



SERMENO, RAUL EDWARD
PO BOX 32688
SAN JOSE, CA 95152-2688

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraoverdetection.com/page/espanol

Bằng tiếng việt:



www.santaclaraoverdetection.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
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Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
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jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241225

Your PIN: 980 204 187





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241225
PIN: 980 204 187



SINGH, KOMAL
1407 MAYFIELD RD
PADUCAH, KY 42003-2946

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTA CLARA OVERTDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241180

Your PIN: 747 788 265





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241180
PIN: 747 788 265



SMITH, JOHN SEARING
1025 FREMONT ST
SANTA CLARA, CA 95050-4814

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241077

Your PIN: 955 814 042





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241077
PIN: 955 814 042



STRAWSER, LINDA DIANE
5504 THURESON WAY
SAN JOSE, CA 95124-6239

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241227

Your PIN: 530 533 784





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241227
PIN: 530 533 784



TAWFIK, AHAMED
249 LAUMER AVE
SAN JOSE, CA 95127

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
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New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241270

Your PIN: 312 620 109





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241270
PIN: 312 620 109



TAYLOR, DOUGLAS LAMAR
195 E SAN FERNANDO ST
SAN JOSE, CA 95112-3503

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241135

Your PIN: 515 372 344





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241135
PIN: 515 372 344



THOLE, TUSHAR NANDKUMAR
5961 ALVARADO CT
SAN JOSE, CA 95120-4801

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
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Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
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jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241219

Your PIN: 529 215 396





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241219
PIN: 529 215 396



THREETS, BRANDON MICHAEL
3228 PECAN CT
MEDFORD, OR 97504-5892

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241083

Your PIN: 506 802 833





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241083
PIN: 506 802 833



TONERYTHOMPSON, DYLAN MATHEW
2020 SOUTHWEST EXPY APT 35
SAN JOSE, CA 95126-4606

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
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New York, NY 10006
518.732.6703
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jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241204

Your PIN: 751 743 422





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241204
PIN: 751 743 422



TREJO, CRISTIAN JAVIER
609 N CAPITOL AVE APT 143
SAN JOSE, CA 95133-2676

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241157

Your PIN: 968 997 904





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241157
PIN: 968 997 904



TREXLER, CARY
1038 S MAYFAIR AVE
DALY CITY, CA 94015

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241230

Your PIN: 306 028 180





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241230
PIN: 306 028 180



TURNER, VERNON LEE
PO BOX 34
PALO ALTO, CA 94304-0034

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241220

Your PIN: 754 380 195





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241220
PIN: 754 380 195



UGOCHUKWUIKEUSAN, GODWIN
2415 RINCONADA DR APT 69
SAN JOSE, CA 95125-2836

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241081

Your PIN: 956 473 236





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241081
PIN: 956 473 236



VEJSUKAM, MATANA
310 POPLAR AVE
SAN BRUNO, CA 94066-4810

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241303

Your PIN: 543 058 452





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241303
PIN: 543 058 452



VILLA, PAUL GILBERT
298 HERLONG AVE
SAN JOSE, CA 95123-3532

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241088

Your PIN: 732 626 822





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241088
PIN: 732 626 822



VILLARREAL, EDWARD MARTIN MARTINEZ
1176 SUNNY CT
SAN JOSE, CA 95116-2837

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241214

Your PIN: 303 391 407





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241214
PIN: 303 391 407



VIRENDRAPAL, ANUJ SINGH
3477 LILY WAY APT 528
SAN JOSE, CA 95134-3465

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
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New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241308

Your PIN: 768 882 445





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241308
PIN: 768 882 445



VUONG, JIMMY
1520 E CAPITOL EXPY SPC 158
SAN JOSE, CA 95121-1818

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241291

Your PIN: 541 080 874





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241291
PIN: 541 080 874



WEBSTER, KRISTINA LEE
2730 JOSEPH AVE APT 3
CAMPBELL, CA 95008-6232

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241078

Your PIN: 280 978 840





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241078
PIN: 280 978 840



WEISZ, ROBERT WILLIAM
5557 RUSSO DR
SAN JOSE, CA 95118-3023

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
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JUSTICE CATALYST LAW
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518.732.6703
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415.282.9300
rachel@sfbla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241065

Your PIN: 953 836 463





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241065
PIN: 953 836 463



WENZEL, PATRICK GERARD
3303 BENTON ST
SANTA CLARA, CA 95051-4420

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241202

Your PIN: 301 413 825





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241202
PIN: 301 413 825



WHARFF, TAVIS
1814 CATHERINE ST
SANTA CLARA, CA 95050-4630

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241079

Your PIN: 506 143 639





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241079
PIN: 506 143 639



WHITE, JASON JULIOHN
853 HUMBOLDT ST
RICHMOND, CA 94805-1442

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241190

Your PIN: 299 436 247





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241190
PIN: 299 436 247



WHITE, MINDY K
9413 SHELLFISH CT
LAS VEGAS, NV 89117-0262

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241173

Your PIN: 971 634 676





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241173
PIN: 971 634 676



WIGGINTON, PRESTON LYNN
2100 CRESTWOOD DR
RICHMOND, TX 77469-5404

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____

Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241249

Your PIN: 984 159 344





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241249
PIN: 984 159 344



WILEY, JAMES WILLIAM
5148 CRIBARI PL
SAN JOSE, CA 95135-1301

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
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Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241198

Your PIN: 300 754 635





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241198
PIN: 300 754 635



WILLIAMS, CRYSTAL MARLENE
34336 JEFFS WAY RD
STOVER, MO 65078

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

JUSTICE CATALYST LAW
Lucy Brierly Bansal
Janet Herold
40 Rector Street, Floor 9
New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241115

Your PIN: 512 076 377





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241115
PIN: 512 076 377



WISEMAN, TAYLOR KRISTOPHER
4641 WILLOW HILL CV
MEMPHIS, TN 38128-1623

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
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518.732.6703
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jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
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P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdettention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdettention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241104

Your PIN: 735 263 594





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241104
PIN: 735 263 594



WU, COURTNEY HUYNH
535 S MARKET ST APT 402
SAN JOSE, CA 95113-2842

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

Akeeb Dami Animashaun, Esq.
14 Wall Street, Suite 1603
New York, NY 10005
929.266.3971
animashaun@pm.me

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New York, NY 10006
518.732.6703
lbansal@justicecatalyst.org
jherold@justicecatalyst.org

ALEXIS C. BEACH & RACHEL LEDERMAN ATTORNEYS
Rachel Lederman, SBN 130192
P.O. Box 40339
San Francisco, CA 94140-0339
415.282.9300
rachel@sfblla.com

Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetention.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetention.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241082

Your PIN: 281 638 034





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241082
PIN: 281 638 034



YBARRA, JOE DOMINGO
965 LUNDY AVE APT 213
SAN JOSE, CA 95133-1579

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked

En español:



www.santaclaraovertdetention.com/page/espanol

Bằng tiếng việt:



www.santaclaraovertdetention.com/page/viet

NOTICE OF CLASS ACTION SETTLEMENT

YOU ARE ENTITLED TO PAYMENT AS PART OF A SETTLEMENT

YOU ARE ENTITLED TO PAYMENT BECAUSE YOU WERE DETAINED AT THE SANTA CLARA COUNTY JAIL FOR 12 OR MORE HOURS AFTER THE DISTRICT ATTORNEY DECLINED TO PROSECUTE YOU BETWEEN APRIL 26, 2018 AND APRIL 26, 2021.

THE CLASS ACTION SETTLEMENT IN *CAMARLINGHI V. SANTA CLARA COUNTY*, NO. 21-CV-03020-EJD (N.D. CAL.), ENTITLES YOU TO:

**\$250.00 PER HOUR FOR THE FIRST 12-24 HOURS OF COMPENSABLE DETENTION AND
\$295.00 PER HOUR FOR EACH ADDITIONAL HOUR OF COMPENSABLE DETENTION**

PLEASE READ THIS NOTICE CAREFULLY.

A court authorized this Notice. This Notice is not a solicitation. This Notice is not a lawsuit, and you are not being sued, but this Notice describes a lawsuit that is being considered for settlement. However, your legal rights are affected whether you act or do not act.

- A settlement has been proposed in a class action lawsuit that challenged the County of Santa Clara's detention of people at the Santa Clara County Jail for 12 or more hours after the District Attorney declined prosecution between April 26, 2018 and April 26, 2021.
- The County's records indicate that between **April 26, 2018 and April 26, 2021**, you were detained at the Santa Clara County Jail for 12 or more hours after the District Attorney declined to prosecute you.
- The proposed settlement will provide you with monetary compensation. The settlement terms are described in detail below.
- **The Court has already granted preliminary approval of the class settlement. This Notice provides you with options and instructions as to how you may respond to the Notice.**



NOTICE OF SETTLEMENT - 1

***Camarlinghi v. Santa Clara County*, NO. 21-CV-03020-EJD (N.D. CAL.)**

SANTACLARAOVERDETENTION.COM

Your Legal Rights and Options in this Settlement

| | |
|---|--|
| Submit a Claim Form by <u>September 4, 2023</u> (The Claim Form is attached to this Notice and can also be found and completed on the settlement website) | The only way to receive compensation from this settlement is to submit a simple claim form (you can do this online or by mail). A check will be mailed to you after you submit the claim form. |
| Object by <u>October 28, 2022</u> (Object if you do not like all or part of the settlement) | Write to the Court to explain why you don't like the settlement. Ask to speak in Court about the fairness of the settlement. |
| Go to a Hearing | |
| Opt Out by <u>October 28, 2022</u> (Opt Out if you do not want to be part of the settlement) | Write to the Court to ask that you not be included in the settlement. |
| Do Nothing | You receive no payment. You waive your right to object to or opt out of the settlement. |

YOUR ESTIMATED PAYMENT UNDER THIS SETTLEMENT:

The amount you receive will be calculated based on the number of hours you were detained at the Santa Clara County Jail after the District Attorney declined to prosecute you. The calculation begins at 12 hours after the District Attorney declined prosecution until you were released from custody. You will receive a check for this amount if you submit the claim form below by **September 4, 2023**.

BACKGROUND INFORMATION

1. WHAT IS THE PURPOSE OF THIS NOTICE?

The purpose of this Notice is to let you know that the Court has granted preliminary approval of the settlement of a class action lawsuit pending in the United States District Court for the Northern District of California, Case No. 21-cv-03020-EJD(LB), entitled *Camarlinghi v. Santa Clara County*, and that you are entitled to payment as part of the settlement.

This Notice is also meant to inform you that you can object to or opt out of the settlement.

A hearing addressing the fairness, adequacy, and reasonableness of the settlement will be held on **December 8, 2022 at 9:00 AM** to determine whether the settlement should receive final approval.

2. WHAT IS THIS LAWSUIT ABOUT?

The lawsuit alleges that between April 26, 2018 and April 26, 2021, the County of Santa Clara detained Class Members at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute them and no other reason justified the person's continued detention. The lawsuit alleges that the County of Santa Clara violated the Fourteenth Amendment to the United States Constitution.



3. WHAT IS THE COUNTY OF SANTA CLARA'S POSITION ON THE CLAIMS?

The County of Santa Clara denies liability and all the allegations in the case.

4. WHY DOES THE PLAINTIFF SEEK SETTLEMENT APPROVAL?

Plaintiff and his attorneys seek approval of the settlement because they believe the proposed class settlement with the County of Santa Clara is fair, reasonable, adequate, and in the best interests of the members of the Class. Further, they believe that the settlement will provide substantial compensation to each Class Member.

5. WHY DID I GET THIS NOTICE?

You received this Notice because between April 26, 2018 and April 26, 2021, you were detained at the Santa Clara County Jail for more than 12 hours after the District Attorney declined to prosecute you.

6. WHO ARE THE ATTORNEYS REPRESENTING THE PARTIES?

Counsel for Plaintiff and Class Members

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Counsel for Defendant County of Santa Clara

Kim H. Hara, Lead Deputy County Counsel
Office of the County Counsel, County of Santa Clara
70 West Hedding Street, East Wing, 9th Floor
San José, CA 95110
408.299.5900

7. WHAT IS THE PROPOSED SETTLEMENT?

The following is a summary of the proposed settlement. The complete terms of the proposed settlement are stated in the Class Settlement Agreement and General Release ("Settlement Agreement") between Plaintiff and



the County of Santa Clara, which is on file at the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113, and available at santaclaraoverdetention.com.

Under the Settlement Agreement, the County of Santa Clara has agreed to pay an aggregate amount of \$2,375,000.00 as the “Settlement Fund” to settle all of the claims asserted in this lawsuit. The Settlement Fund will be used for payment of the following: (a) individual settlement payments to Class Members with valid claims; (b) notice and administration costs incurred by the Settlement Administrator; (c) incentive award to Plaintiff Dylan Camarlinghi; and (d) attorney’s fees, costs, and expenses.

Individual Settlement Payments

\$1,980,000.00 of the Settlement Fund will be allocated to pay Class Members. (You are a Class Member!)

Payments to Class Members who submit timely and valid claims will be calculated based on the following formula: \$250.00 per hour for each hour of compensable detention from 12 to up to 24 hours and \$295.00 per hour for each hour of compensable detention over 24 hours.

Class Counsel Attorney’s Fees and Costs, Class Representative Incentive Payment, and Administration Costs

Subject to Court approval, \$395,000.00 of the Settlement Fund will be allocated to settlement administration costs, Plaintiff’s incentive award, and attorney’s fees, and litigation costs, and expenses.

- An amount not to exceed \$50,000.00 will be allocated to pay the cost of administering the settlement to the Settlement Administrator.
- An amount not to exceed \$20,000.00 will be allocated to pay the Plaintiff Dylan Camarlinghi, as Class Representative, for his service to the Class.
- The remainder of the \$395,000.00 sum will be allocated to pay Class Counsel’s attorney’s fees, costs, and expenses.

The motion for final approval of the settlement, which will include Class Counsel’s application for an award of attorney’s fees, costs, and expenses will be filed with the Court by November 28, 2022, and may be viewed in the court file or online at santaclaraoverdetention.com.

8. WHAT ARE MY OPTIONS/RIGHTS?

A. Submit a claim form by September 4, 2023, and receive a settlement check (Claim Form is attached to this Notice and available on the settlement website -santaclaraoverdetention.com)

In order to receive money from this settlement, you must **submit a claim form by September 4, 2023**.

You can submit the claim form online or by sending the completed claim form to the Settlement Administrator using the prepaid envelope included in this Notice package.

B. Object to the settlement

You may ask the Court to deny approval of the settlement in whole or in part by filing an objection to the proposed settlement or any part of it. You cannot ask the Court to order a different settlement; the Court can only approve or reject the settlement the parties have agreed to. If the Court denies approval, no settlement payments will be distributed, and the lawsuit will continue.



Any objection to the proposed settlement must be in writing. If you file a timely written objection, you may, but are not required to, appear at the Final Approval Hearing, either in person or through your own attorney. If you appear through your own attorney, you are responsible for hiring and paying for that attorney.

All written objections and supporting papers must be **filed or postmarked on or before October 28, 2022**. They must be submitted to the Court either by mailing them to the Class Action Clerk, United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, or by filing them in person at any location of the United States District Court for the Northern District of California.

Any objection **must** state all of the reasons for your objection. In addition, any objection **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; and (c) your signature, or your attorney's signature if you have one. While the Court may, in its discretion, permit objections to be filed up until the date of the Final Approval Hearing, you will only be assured that your objection will be considered if you submit it to the Court by **October 28, 2022**.

The attorneys for the Class and for the County of Santa Clara will be allowed to file with the Court a written response to any submitted objections.

C. Opt-out or exclude yourself from the settlement

If you do not wish to participate in the settlement and wish to retain your right to bring your own claims within the scope of the lawsuit as an individual, you must send a request for exclusion to the Settlement Administrator, set forth below. The request for exclusion must be mailed to the Settlement Administrator and **post-marked on or before October 28, 2022**.

The request for exclusion from the settlement **must** include the following: (a) case name and number of this lawsuit (*Camarlinghi v. Santa Clara County*, No. 21-cv-03020-EJD); (b) your first and last name, address, phone number, and last four digits of your social security number for verification purposes; (c) your signature, or your attorney's signature if you have one; and (d) a statement that you wish to exclude yourself from the settlement of the case or words to that effect.

No form is provided for an exclusion request. Any Class Member who requests an exclusion will not be entitled to any portion of the settlement and will not be providing a release of claims to the County of Santa Clara. If you exclude yourself from the settlement, you will not have any right to object, appeal, or comment on the settlement. Class Members who fail to submit a valid and timely exclusion request shall be bound by all terms of the Settlement Agreement and any judgment entered in the lawsuit if the settlement is approved by the Court.

D. Do Nothing

If you do nothing, your rights will be affected. You will be bound by the terms of the Settlement Agreement, and you will be agreeing to a release of the claims that are contained in the Settlement Agreement. However, because you did not file a claim, you will not be entitled to any money from the settlement.



9. FINAL APPROVAL HEARING ON PROPOSED SETTLEMENT

The Final Approval Hearing on the fairness and adequacy of the proposed settlement, the plan of distribution, the incentive award to the Plaintiff, and Class Counsel's request for attorney's fees, costs, and expenses, and other issues will be held on **December 8, 2022 at 9:00 AM** in Courtroom 4 (5th floor) of the United States District Court for the Northern District of California, located at 280 South 1st Street, San José, CA 95113.

You may attend the Final Approval Hearing and be heard even if you do not submit an objection to the settlement. The Final Approval Hearing may be continued to another date without further notice. If you plan to attend the Final Approval Hearing, it is recommended that you check the settlement website to confirm the date, time, and location.

10. GETTING MORE INFORMATION

Visit the website, santaclaraoverdetection.com, where you will find the Settlement Agreement, the claim form, and all other relevant documents about this case.

You may also view the Court docket in this case, for a fee, through the Court's Public Access to Court Electronic Records (PACER) system at <https://ecf.cand.uscourts.gov>, or by visiting the office of the Clerk of the Court for the United States District Court for the Northern District of California, 280 South 1st Street, San José, CA 95113, between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding Court holidays.

PLEASE DO NOT TELEPHONE THE COURT OR THE COURT CLERK'S OFFICE TO INQUIRE ABOUT THIS SETTLEMENT OR THE CLAIM PROCESS.

You may also contact the Settlement Administrator at info@santaclaraoverdetection.com by email. Include the case name (*Camarlinghi v. Santa Clara County*) in the subject line of your email.

You may also contact Akeeb Dami Animashaun, one of the lawyers for the Class. You can call him at [929.266.3971](tel:929.266.3971) or email him at animashaun@pm.me.

If your address changes or is different from the address on the envelope enclosing this Notice, please promptly notify the Settlement Administrator.

Your Notice ID: 22241217

Your PIN: 978 885 799





NOTICE OF SETTLEMENT - 7
Camarlinghi v. Santa Clara County, NO. 21-CV-03020-EJD (N.D. CAL.)
SANTACLARAOVERDETENTION.COM

Camarlinghi v Santa Clara County
PO Box 23459
Jacksonville, FL 32241-3459

Notice ID: 22241217
PIN: 978 885 799



ZARATE, HECTOR
953 S 3RD ST
SAN JOSE, CA 95112

CLASS ACTION CLAIM FORM

Camarlinghi v. Santa Clara County, et al.

U.S. District Court for Northern District of California, No. 21-cv-03020-EJD

COMPLETE THE FOLLOWING IF YOU WISH TO PARTICIPATE IN THE SETTLEMENT

DEADLINE: SEPTEMBER 4, 2023

To be considered for participation in the settlement, you must complete this form and mail it by U.S. first class mail, postmarked no later than the above deadline, to:

CAMARLINGHI v SANTA CLARA, PO BOX 23459, JACKSONVILLE, FL 32241-3459

You can also complete and submit the claim form online at santaclaraoverdetention.com.

IF YOU DO NOT SUBMIT A COMPLETED CLAIM FORM BY THE ABOVE DEADLINE, YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY MONEY FROM THIS SETTLEMENT.

Complete Name: _____ **Date of Birth:** _____
Address: _____

Telephone: _____ **Email (if any):** _____

I wish to participate in the settlement as a class member and I am waiving my right to object to or exclude myself from the settlement.

I declare under penalty of perjury under the laws of the United States of America that the statements and information I provided above are true and correct.

Executed in (city and state) _____
on (date) _____.

Signature: _____

If you would like your settlement check mailed to an address different than above, provide it here:

Administrator use only – Do not mark below the line

581

Docket

Received

Postmarked