

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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LORRAINE PADRO, et al.,

Plaintiffs,

-against-

MICHAEL J. ASTRUE, Commissioner of  
Social Security,

Defendant.

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AMON, Chief United States District Judge.

NOT FOR PUBLICATION

**ORDER**

11-CV-1788 (CBA) (RLM)

**FILED**  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.  
★ MAY 3 - 2013 ★

**BROOKLYN OFFICE**

The Court having reviewed and considered plaintiffs' unopposed motion for conditional class certification dated February 8, 2013 (DE 122) and plaintiffs' memorandum of law in support thereof (DE 123), and having reviewed and considered the terms and conditions of the Settlement Agreement (the "Settlement"), see Settlement Agreement, (Jan. 11, 2013) (DE 112-1), and on the basis of such submissions and all prior proceedings had in this action:

1. The Court finds that all the requirements of Rule 23(a) and (b)(2) of the Federal Rules of Civil Procedure are satisfied for settlement purposes.
2. The Court conditionally certifies the following class under Fed. R. Civ. P. 23(e) for settlement purposes only:

All claimants for Social Security Disability Insurance Benefits and/or Supplemental Security Income payments based on disability who, during the period beginning January 1, 2008 and ending thirty (30) months after the date of final approval of the Settlement Agreement, have been or will be issued an unfavorable or partially favorable decision on a claim for disability benefits under Title II or Title XVI of the Act from any of the five Named ALJs and who also meet the criteria for relief set forth in section III of the Settlement.

3. The Court certifies representative plaintiffs Lorraine Padro, Sarah Rodriguez, Dhanasar Raman, Toby Marlow, as court-appointed guardian for Judith Blumensohn, Carmen Duran, John Edwards, Julia Juan, and Jane Doe as representatives of the settlement Class.
4. The Court finds that Gibson Dunn and the Urban Justice Center meet all the requirements of Fed. R. Civ. P. 23(g) and appoints them as class counsel.
5. The Court approves revised Notice E, attached to the Letter by Michael J. Astrue filed on 4/26/13 (DE 130-3), and the revised Spanish translation of Notice E, attached to the Letter by Michael J. Astrue filed on 5/2/13 (DE 131-1), as notification to the class of the terms of the settlement and directs its distribution in accordance with the Court's order preliminarily approving the class settlement.

SO ORDERED.

Dated: Brooklyn, N.Y.

May 3, 2013

s/Carol Bagley Amon  
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Carol Bagley Amon  
Chief United States District Judge