

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

DL, *et al.*, on behalf  
of themselves and all others  
similarly situated,

Plaintiffs,

v.

THE DISTRICT OF COLUMBIA,  
*et al.*,

Defendants.

Civil Action No. 05-1437 (RCL)

**NOTICE TO PLAINTIFF SUBCLASSES OF PLAINTIFFS' DECEMBER 20, 2019  
MOTION FOR AN AWARD OF ATTORNEYS' FEES AND EXPENSES**

Pursuant to Rule 23(h)(1) of the Federal Rules of Civil Procedure, notice is hereby given to the members of the plaintiff subclasses in the above-captioned matter that, on December 20, 2019, the attorneys representing the plaintiff subclasses in this case filed Plaintiffs' Consent Motion for an Award of Attorneys' Fees and Expenses for Work on the District's Second Merits Appeal and Monitoring of Compliance with the Injunction through June 30, 2018, requesting an award of attorneys' fees and expenses totaling \$1,084,000. ECF 615.

The District of Columbia agreed to make those payments and the matter has been submitted to the Court for its approval. Subclass members may review plaintiffs' motion and file any objections that they may have with the Court.

To ensure that subclass members have sufficient time to examine and raise any objections to that motion, the Court will not enter an order awarding fees and expenses prior to 45 days from the date on which this notice was placed on the Court's website and the website of plaintiffs' lead counsel, Terris, Pravlik & Millian, LLP.

**Determining if you are a subclass member.** The plaintiff subclasses include, generally, children who, while they are or were 3-to-5-years-old (1) were not identified and served with needed special education and related services, (2) did not receive timely evaluations and eligibility determinations for special education services, or (3) did not receive smooth and effective transitions from Part C Individuals with Disabilities Education Act (IDEA) services to Part B IDEA services at age 3.

**Subclass members' right to review the motion.** If you believe that you or a child for whom you are a parent or guardian is a subclass member, and would like to review the fee application that is at issue, you may contact counsel for plaintiffs or defendants at the following addresses:

Counsel for plaintiffs: Todd A. Gluckman, Terris, Pravlik & Millian, LLP, 1816 12th Street, NW, Suite 303, Washington, DC 20009, (202) 204-8482, tgluckman@tpmlaw.com.

Counsel for defendants: Andrew J. Saindon, Senior Assistant Attorney General, 441 Fourth Street, N.W., Sixth Floor South, Washington, DC 20001, (202) 724-6643, andy.saindon@dc.gov.

**Subclass members' right to object to the motion.** Subclass members have the right to file objections to plaintiffs' motion. The Court will consider your views. To object, you must send a signed letter stating that you object to Plaintiffs' December 20, 2019 Motion for an Award of Attorneys' Fees and Expenses in *DL v. District of Columbia*, Civil Action No. 05-1437 (RCL). Be sure to include your name, address, telephone number, email address, and signature. Set out in clear language the reasons why you object. Your objection, if any, must be mailed or delivered to all of the following addresses such that it is **postmarked or received no later than** February 10, 2020 [~~the Court to enter the date that is 45 days after the notice was placed~~]

~~on the Court's website~~, which is 45 days from the date that the notice was posted on the Court's website:

Court: Clerk of the Court, United States District Court for the District of Columbia, 333 Constitution Avenue, N.W., Washington, DC 20001.

Counsel for plaintiffs: Todd A. Gluckman, Terris, Pravlik & Millian, LLP, 1816 12th Street, NW, Suite 303, Washington, DC 20009, (202) 204-8482, tgluckman@tpmlaw.com.

Counsel for defendants: Andrew J. Saindon, Senior Assistant Attorney General, 441 Fourth Street, N.W., Sixth Floor South, Washington, DC 20001, (202) 724-6643, andy.saindon@dc.gov.