

**IF YOU WERE A PRE-TRIAL DETAINEE IN THE CUSTODY OF THE NEW YORK CITY DEPARTMENT OF CORRECTION AND SERVED “OLD TIME” IN PUNITIVE SEGREGATION (THE “BING”) BETWEEN 11/23/12 AND 9/16/15, YOU MAY BE ENTITLED TO MONEY**

**What is this lawsuit about? Am I included?**

- This is a proposed Settlement of a class action lawsuit. It is called Parker et al. v. City of New York, 15 Civ. 06733 (CPL).
- To settle this lawsuit, the City of New York (“City”) has agreed to pay money damages to current or former Department of Corrections (“DOC”) pre-trial detainees who served so-called “Old Time” between November 23, 2012 and September 16, 2015.
- “Old Time” refers to the former DOC practice of placing an inmate in Punitive Segregation (also known as the “bing”) to finish a disciplinary sentence imposed for an infraction committed by the inmate during a prior DOC incarceration.
- If you served Old Time during this period, you may be entitled to a payment, but you are only eligible to receive money if you were a pre-trial detainee when you served Old Time. You are not eligible if you were a state prisoner temporarily in DOC custody, if you were serving a sentence but remained in DOC custody, if you were in custody pursuant to a warrant relating to a prior conviction or for a parole violation, or if you were otherwise serving a sentence as a result of any conviction.

**What does the Settlement provide?**

- Most Class Members are eligible to receive \$175 for each day that they served Old Time.
- Class Members who were classified as having a Serious Mental Illness or who were under the age of 18 when they served Old Time are eligible to receive \$200 per day.

**How do I get money from the Settlement? You must do three things:**

**1. You must submit a Claim Form postmarked by no later than March 26, 2018.**

- Claim Forms were mailed to all known Class Members at their last known addresses. It is possible that you are a Class Member even if you did not receive a Claim Form. To obtain a Claim Form, go to [www.parkersettlement.com](http://www.parkersettlement.com) or contact the administrator at the address or phone # below. Include your name, date of birth, address, NYSID # (if known), phone # (if any), the dates you believe you served Old Time and the DOC facilities in which you served it.

**2. You must satisfy the Proof of Identity Requirement.**

- You can do this either (a) by submitting a Claim Form that has been notarized by a notary public; or (b) by submitting (either with your Claim Form or separately at a later time) a copy of one of various forms of acceptable identification, such as a government-issued identification card, a utility bill, a lease, etc.
- If you are incarcerated when you complete your Claim Form, you should have it notarized at the prison or jail law library, in which case you will not be required to submit additional identification in order to be eligible for payment.

**3. You must fill out and submit a W-9 Form.**

- You may submit your W-9 Form with your Claim Form or at a later date, but if you submit it more than 180 days after the Court approves the Settlement, you will lose any rights to receive payment.

**You must inform Class Counsel or the Administrator if your address changes at any time prior to receiving payment.**

**What are my options?**

- Your legal right to receive money damages will be affected whether you act or do not act.
- **To Remain in the Settlement:** If you are eligible and wish to be part of the Settlement, you must give up your legal right to bring any further claims regarding the Old Time you served. You will be bound by the federal Court’s orders. If you remain in the Settlement, you also may object in writing to or comment on the Settlement, and you have a right to appear in Court. All objections must be filed by March 26, 2018.
- **To Exclude Yourself from the Settlement:** If you do not wish to participate in the Settlement, then in order to keep any right you may have to sue the City about the Old Time you served, you must submit a request for exclusion (otherwise known as an “opt-out form”) which must be postmarked by March 26, 2018.

The Court will determine whether to approve the Settlement at a fairness hearing on September 10, 2018 at 10:00 a.m. at the United States District Court for the Eastern District of New York, located at 225 Cadman Plaza, Brooklyn NY 11201, in Courtroom 13B before Judge Pollak. The Court has appointed Class Counsel to represent everyone entitled to file a claim. Class Counsel will be paid by the City; there is no cost to you. You can also hire your own attorney at your own cost.

**This is only a Summary of the proposed Settlement. For more information contact either:**

**Cuti Hecker Wang LLP (Class Counsel)**  
**(212) 620-2600 (oldtime@chwillp.com)**  
**305 Broadway, Suite 607**  
**New York, NY 10007**

**OR Garden City Group (Administrator)**  
**(866) 815-6547 (claims@parkersettlement.com)**  
**Parker v. City of New York**  
**c/o GCG**  
**P.O. Box 10461**  
**Dublin OH 43017-4061**

or visit

**[www.parkersettlement.com](http://www.parkersettlement.com)**