

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

RESPONSE TO LETTER FROM JAMES MURPHY, ECF No. 453

James Murphy, a prisoner in the Illinois Department of Corrections, has submitted a letter, docketed as ECF No. 453, inquiring about payment of his share of the class settlement.

Class counsel investigated this claim and learned that the Administrator mailed a check to Mr. Murphy at his penitentiary address. The envelope, which did not have Mr. Murphy's correct prison identification number, was returned to the Administrator, who then re-mailed it to an address provided by the Administrator's skip-tracer. This check was never cashed.

Class counsel has determined that 193 persons are similarly situated to Mr. Murphy, i.e., each was confined in the penitentiary when a check was mailed, and the check has not been cashed. 50 of these 193 are presently incarcerated, 67 are on parole, and 76 persons are no longer subject to the jurisdiction of the Department of Corrections.

Counsel has initiated an electronic funds transfer to Mr. Murphy's commissary account. Counsel has also instructed the Administrator to issue checks to the 50 class members who are presently confined in the penitentiary and who have not received payment.

Counsel respectfully requests the Court to authorize issuance of a subpoena to the Illinois Department of Corrections to obtain the current address of those unpaid class members who are on parole and the last known address of those unpaid class members who have completed their parole term. Leave of Court appears necessary because this is a "closed case."

Class counsel will provide a copy of this response to Mr. Murphy and advise him that the funds due have been paid to his commissary fund by electronic transfer.

Respectfully submitted,

/s/ Kenneth N. Flaxman
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An Attorney for the Plaintiff Class

CERTIFICATE OF SERVICE

The undersigned, an attorney for the plaintiff class, certifies that on June 30, 2021 he mailed a copy of the foregoing to James Murphy, B56626, PO Box 1000, Menard, IL 62259.

/s/ Kenneth N. Flaxman
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