

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

Rozalynn Butler, as Special )  
Administrator of the Estate of ) No. 18-cv-4918  
Keith Smith, )  
                                  ) (Judge Kendall)  
Plaintiff, )  
                                  )  
-vs- )  
                                  )  
City of Chicago, et al. )  
                                  )  
                                  )  
Defendants. )

**PLAINTIFF'S UNOPPOSED MOTION TO AMEND  
THE DISTRIBUTION OF SETTLEMENT FUNDS**

Plaintiff, by counsel, moves the Court to amend the distribution of the settlement that the Court ordered on December 6, 2023.

Grounds for this motion are as follows:

1. On December 6, 2023, the Court granted the Motion to Approve Settlement and Distribution, and ordered that \$48,269.88 of the settlement be divided evenly between decedent's three children.

2. After the Court approved the distribution, plaintiff's counsel received the attached invoice, showing that decedent's father, Stanley Smith, spent \$6,437.50 on funeral and burial expenses.

3. This amount must be repaid out of the settlement proceeds pursuant to 755 ILCS 5/18-10.

4. Accordingly, plaintiff requests that the Court modify the distribution such that Stanely Smith receives \$6,437.50, and the balance of \$41,832.38 is divided evenly among Mr. Smith's surviving children, Decarion Smith, Christian Smith, and Kei'a Smith, with each receiving \$13,944.13.

5. Defendants do not oppose this motion.

It is therefore respectfully requested that the Court grant this motion and amend the distribution of the settlement.

Respectfully submitted,

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