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MICHELLE BRAUN, on behalf of herself and all  
others similarly situated,

Plaintiff

v.

WAL-MART STORES, INC., a Delaware  
Corporation, and SAM'S CLUB, an operating  
segment of Wal-Mart Stores, Inc.,

Defendants

COURT OF COMMON PLEAS

PHILADELPHIA COUNTY

March Term, 2002

No. 3127

CLASS ACTION

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DOLORES HUMMEL, on behalf of herself and  
all others similarly situated,

Plaintiff

v.

WAL-MART STORES, INC., a Delaware  
Corporation, and SAM'S CLUB, an operating  
segment of Wal-Mart Stores, Inc.,

Defendants

COURT OF COMMON PLEAS

PHILADELPHIA COUNTY

August Term, 2004

No. 3757

CLASS ACTION

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**PROPOSED ORDER APPROVING NEXT STEPS**  
**CONCERNING THE DISTRIBUTION OF THE CLASS FUND**

AND NOW, this 27 day of Sept 2016, IT IS HEREBY ORDERED that, as the  
Judgment Administrator, Strategic Claims Services ("SCS"), prepares to make an initial  
distribution (the "Initial Distribution") from the Wal-Mart Pennsylvania Class Action Fund (the  
"Fund") in the fourth quarter of 2016, pursuant to the recommendations of the Class Special  
Masters:

1. SCS shall send a notice by mail (and, if no response is received, a second notice)  
to all class members who currently have only PO Boxes listed as their address. The notice will  
explain that the class members' ability to receive payment from the Fund depends upon their  
submitting a physical street address and not just a PO Box.

Braun Vs Walmart Stores Inc Etal-ORDER



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2. To ensure that there are funds available to pay all such class members who are able to provide a street address, SCS shall hold back \$12,546,974.24 from the Initial Distribution, which is the amount of money sufficient to pay all of the class members who currently have only PO Boxes for addresses.

3. SCS shall hold back from the Initial Distribution an amount of \$100,000, which SCS estimates will be sufficient to cover additional administrative fees and expenses associated with (1) SCS's efforts to obtain street addresses and (2) SCS's making payments in a second distribution to responding class members who provide valid street addresses.

4. SCS shall send a notice by mail (and, if no response is received, a second notice) to all class members who currently have social security numbers ("SSNs") that could not be verified with the Internal Revenue Service. The notice will explain that the class members' ability to receive payment from the Fund depends upon their submitting a correct SSN.

5. To ensure that there are funds available to pay all such class members who are able to provide a valid SSN, SCS shall hold back approximately \$509,435.19 from the initial distribution, which is the amount of money sufficient to pay all of the class members who currently have unverifiable SSNs.

6. SCS shall hold back from the Initial Distribution an amount of \$25,000, which SCS estimates will be sufficient to cover additional administrative fees and expenses associated with (1) SCS's efforts to obtain valid SSNs and (2) SCS's making payments in a second distribution to responding class members who provide valid SSNs.

7. SCS shall hold back 3% of the distributable Fund—*i.e.*, \$5,862,848.43—to cover costs associated with contingencies including, but not limited to, (a) continued searching for updated addresses for 6,754 Class Members for whom SCS currently does not have a valid

mailing address; (b) additional post distribution fees and expenses for the initial distribution, covering database updates, additional mail and phone correspondence, additional re-issues, additional status reports, amended payroll returns, additional website monitoring and updates, additional follow-up for un-cashed checks, re-issuing W-2's and 1099's, and other post-distribution matters, including internet searches, phone and mail verification; (c) second distribution administrative fees and expenses; (d) contingency administrative fees for potential audits by IRS, the Commonwealth of Pennsylvania, and other state or local tax authorities; (e) contingency costs for potential penalty assessments for IRS, the Commonwealth of Pennsylvania, and other state or local tax authorities; (f) contingency costs for potential inconsistencies in the data concerning numbers of shifts and class membership; (g) contingency reserve for other potential additional administrative services; (h) reserve for potential local tax liability concerning withholding and payment of potentially incorrect municipality school taxes; and (i) reserve for additional legal fees pursuant to paragraph 9(c) of the Amended Distribution Order.

8. Any money from the holdbacks identified in paragraphs 2, 3, 5, 6, and 7 of this Order that is ultimately not paid shall be put back into the Fund for use in a second distribution or as the Special Masters recommend in accordance with Amended Distribution Order.

**BY THE COURT**

  
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**Mark I. Bernstein, J.**