

**IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
SOUTHERN DIVISION**

ROBERT MCKEAGE,
JANET MCKEAGE,

Plaintiffs,

v.

TMBC, LLC,

Defendant.

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Case No. 6:12-CV-3157

REQUEST FOR COURT ORDER
PERMITTING DISTRIBUTION OF JUDGMENT PROCEEDS TO CLASS MEMBERS

COME NOW plaintiffs, by and through counsel, advise the Court and request the Court for Court order permitting distribution, as follows:

1. Defendants have satisfied the judgment, including payment of costs and attorneys' fees, as well as the underlying judgment to the Class.
2. As the Court is aware, Class member funds are sitting in an interest-bearing account at Central Bank.
3. Pursuant to prior Orders and compliance therewith, the amounts due and owing to Class members has been determined and provided to the Court. See Doc. 352; see also Doc. 415. Inasmuch as interest has been accruing, plaintiffs would intend to distribute any interest amounts pro-rata to the Class members, along with the amounts previously determined as due and owing to Class members.
4. In addition, the Court provided for incentive awards to Robert and Janet McKeage, and plaintiffs' counsel requests permission to distribute said incentive awards.
5. Plaintiffs are prepared, upon Court order, to distribute monies to all of the Class members. Plaintiffs are also prepared to supply any additional information the Court would like to have, before such distribution.

6. Plaintiffs request Court order permitting distribution or for further instruction from the Court.

WHEREFORE, plaintiffs move the Court for order permitting distribution to Class members, in accordance with prior orders of the Court.

Respectfully submitted,

STRONG-GARNER-BAUER, P.C.

/s/ Chandler Gregg

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing document was filed via **ECF**, and forwarded via **EMAIL** to counsel below, as prescribed by law, on this 25th day of February, 2020:

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STRONG-GARNER-BAUER, P.C.

/s/ Chandler Gregg _____

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Case No. 6:12-CV-3157

**SUPPLEMENT TO PLAINTIFFS' REQUEST FOR COURT ORDER
PERMITTING DISTRIBUTION OF JUDGMENT PROCEEDS TO CLASS MEMBERS**

COME NOW plaintiffs' counsel and provides the Court as follows:

1. Plaintiffs currently have a judgment fund sitting at Central Bank, which contains funds in the amount of \$22,207,102.63 (as of February 28, 2020). See Exhibit A, *Central Bank Statement* (\$240,142.63); and Exhibit B, *Settlement Fund* (\$21,966,960.00), = \$22,207,102.63.¹
2. Plaintiffs have requested permission from the Court to distribute said funds.
3. The calculations setting forth the amounts to which each Class Member is entitled to receive have been performed. Attached, by thumb drive (inasmuch as the attachment is too large attach electronically), is a spreadsheet containing the specific distributions to each Class Member.²
4. Plaintiffs request Court order permitting distribution, in the manner calculated in the attached spreadsheet (contained on thumb drive).

¹ As the Court may recall, the Funds were placed in several banks, so as to ensure FDIC insurance on the Funds.

² This motion, along with the thumb drive, are being sent by overnight mail to the Court.

Respectfully submitted,
STRONG-GARNER-BAUER, P.C.

/s/ Chandler Gregg

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing document was filed via **ECF**, and forwarded via **EMAIL** to counsel below, as prescribed by law, on this 10th day of March, 2020:

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Case No. 12-03157-CV-S-GAF

ORDER
PERMITTING DISTRIBUTION OF JUDGMENT PROCEEDS TO CLASS MEMBERS

Currently before the Court is plaintiffs' *Request for Order Permitting Distribution of Judgment Proceeds to Class Members* (Doc. 434). In accordance with prior orders of the Court, Class counsel has deposited the judgment proceeds into a Qualified Settlement Account and has filed a Satisfaction of Judgment identifying that said amounts have been paid. Therefore, it is the order of this Court that said funds shall be distributed to Class members. It is further ordered that incentive awards shall be distributed to Class representatives.

IT IS SO ORDERED.

s/ Gary A. Fenner
GARY A. FENNER, JUDGE
UNITED STATES DISTRICT COURT

DATED: March 19, 2020