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**IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT, CHANCERY DIVISION**

DAVE MCCORMICK, T'LANI ROBINSON,  
DENNIS MAGANA, SCOTT SWINDELL,  
DAVID TOROSYAN, and ROBBY BROWN,  
individually and on behalf of all others similarly  
situated,

*Plaintiffs,*

v.

ADTALEM GLOBAL EDUCATION, INC.,  
formerly known as DEVRY EDUCATION  
GROUP, INC., a Delaware corporation, DEVRY  
UNIVERSITY, INC., a Delaware corporation,

*Defendants.*

Case No.: 2018-CH-04872

Hon. Michael T. Mullen

**STATUS REPORT REGARDING  
SECONDARY DISTRIBUTION OF SETTLEMENT FUNDS**

Plaintiff, in consultation with the Settlement Administrator BrownGreer PLC (“BrownGreer”), hereby submits this joint status report regarding their plan to send a second round of settlement payments to Settlement Class Members before sending remaining funds to cy pres. While the operative Settlement Agreement that this Court previously approved permits this distribution and no further action is needed by the Court, in light of this case’s history the Parties wanted to apprise the Court. Plaintiff states as follows:

1. As reported to the Court last year, Class Counsel worked with BrownGreer to ensure that settlement payments were sent out to eligible Settlement Class Members. While the stale dates on these checks were for ostensibly for ninety (90) days after issuance, in light of the prior problems with checks sent by the previous administrator being rejected, the settlement checks that BrownGreer sent to eligible Settlement Class Members have continued to be

honored.

2. These efforts have been successful. More than \$17,030,585.59 out of the \$18,379,325.77 sent in initial settlement payments—representing more than 75% of the checks sent—have been successfully collected by Settlement Class Members. Despite these original checks still being honored, there remains \$1,348,740.18 in uncashed settlement payments.

3. Given the significant time that has passed since the checks' stale dates, and the dwindling rate at which these checks are being cashed, Class Counsel conferred with BrownGreer on undertaking a second round of distributions to those Settlement Class Members who cashed their original checks. This will allow more funds to be sent to Settlement Class Members, rather than distributed to *cy pres*.

4. This distribution will also allow for payment of the outstanding Settlement Administration Expenses incurred by BrownGreer in connection with the initial distribution and for which the previous settlement administrator was not responsible. The plan also accounts for those Settlement Administration Expenses reasonably expected to be incurred with the proposed second distribution. In total, these Settlement Administration Expenses total \$992,328.59, of which \$72,554.21 can be paid through fees forfeited by the previous settlement administrator.

5. After accounting for these outstanding and expected Settlement Administration Expenses, there remains \$434,154.53 to be distributed to Settlement Class Members. The following chart reflects the number of Settlement Class Members who will receive a secondary distribution, arranged by the amount of their expected payment and treating anything less than \$10 as a *de minimis* amount for which a check will not be sent:

<b>Second Distribution Payment Range</b>	<b># of Claimants</b>	<b>Total Amount of Payments</b>
\$10 - \$49.99	22,471	\$433,437.61
\$50 - \$99.99	15	\$783.76
<b>Totals</b>	<b>22,486</b>	<b>\$434,221.37</b>

These payments were calculated using the same methodology used for the first round of settlement payments, meaning that these payments will be proportional to the number of credit hours any given Settlement Class Members paid for.

6. Before sending this second round of payments, BrownGreer will prominently post on the Settlement Website an announcement that outstanding settlement checks (which were nominally stale more than six months ago) will no longer be honored as of October 15, 2024, and that attempting to deposit or cash the checks could result in fees. To the extent that BrownGreer has been in contact with Settlement Class Members that it has reissued checks to, but that have not been cashed, BrownGreer shall contact those Settlement Class Members again to attempt to get them to do so, or otherwise reissue settlement checks for their original amounts.

7. By November 1, 2024, BrownGreer will send out a second round of settlement payments to Settlement Class Members who cashed their original settlement payments, and who would receive a second payment greater than \$10. This amount will be calculated based on the then-current value of the Settlement Fund, net of the Settlement Administration Expenses listed above. This second settlement payment will be sent via check and will have a stale date of 45 days after the check's issuance.

8. Following the expiration of checks sent in this second round, remaining funds will be sent to the *cy pres* recipient, the Illinois Bar Foundation, as set out in the Settlement Agreement.

Respectfully submitted,

**DAVE MCCORMICK, T'LANI  
ROBINSON, DENNIS MAGANA,  
SCOTT SWINDELL, DAVID  
TOROSYAN, and ROBBY BROWN,**  
individually and on behalf of the Settlement  
Class,

Dated: September 17, 2024

By: /s/ Michael W. Ovca  
Settlement Class Counsel

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