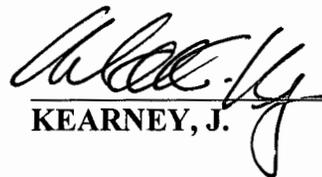


IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CAROL ROUGVIE, *et al.* : CIVIL ACTION  
:   
vs. : NO. 15-724  
:   
ASCENA RETAIL GROUP, INC., *et al.* :

**ORDER**

AND NOW, this 26<sup>th</sup> day of February 2019, upon considering the parties' joint Motion for supplemental distribution (ECF Doc. No. 401), consistent with our February 12, 2019 Order (ECF Doc. No. 396), absent objection, and for good cause including specific affidavits of reasonable fees and costs expected to be incurred including a detailed estimate of the anticipated costs to prepare and mail a supplemental distribution, and mindful of the Claims Administrator's and Class Counsel's continuing obligations to the Class,<sup>1</sup> it is **ORDERED** the parties' joint Motion for supplemental distribution (ECF Doc. No. 401) is **GRANTED** requiring the Claims Administrator, no later than **March 10, 2019**, pro rata distribute **\$5,562,024.33** of the anticipated balance of the Settlement Fund to the 591,030 Class Members who filed affirmative claims under cover of the attached 8 ½ x 11 inch letter incorporating the check payable to the identified Class Member and affixing this Order.<sup>2</sup>

  
KEARNEY, J.

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<sup>1</sup> Nothing in this Order approves fees and costs beyond those approved in our February 12, 2019 Order (ECF Doc. No. 395, *also available with all Orders* at [www.justiceclassaction.com](http://www.justiceclassaction.com)) based on the present benefit to the Class as of February 12, 2019, including addressing motions seeking distributions resolved by our February 12, 2019 Orders. We will study additional motions for costs and fees upon accounting of this supplemental distribution. *See* ECF Doc. No. 396, ¶ 6.

<sup>2</sup> We agree with the parties' suggestion of referencing the February 12, 2019 Order available on the settlement website but require the Claims Administrator attach a two-sided copy of this Order (with attachment) describing the Class Members' right to this supplemental distribution.

**Class Counsel contact information**

March , 2019

Dear Justice Class Member:

The federal court appointed us to represent consumers in a class action captioned Rougvie v. Ascena Retail Group, pending in the United States District Court for the Eastern District of Pennsylvania. We signed a Settlement Agreement with Justice Stores creating a Cash Settlement Fund to pay cash to consumers in the Class who requested cash (as opposed to a voucher sent to every consumer in the Class) and to pay the court-approved Class Counsel's and the Claims Administrator's fees and costs and other approved distributions. The federal court approved the Settlement. Our records confirm you filed a claim before July 2016. We then sent you cash or a voucher based on your choice.

After distributing either vouchers or cash to all of the over 18.4 million consumers in the Class, and paying the Claims Administrator's and Class Counsel's court-approved fees and costs, and other distributions approved by the federal court as detailed in the Justice Settlement website, money remains in the Settlement Fund. On February 26, 2019, the federal court entered the attached Order requiring the remaining Settlement Fund money after paying the court-approved Claims Administrator's and Class Counsel's attorney fees and costs be distributed on a pro rata basis to the Class Members who previously filed affirmative claims for either a check or voucher. The attached check represents your pro rata share of the Settlement Fund balance. You **MUST** cash or deposit this check within **90** days from the date on the check (the check has to clear the bank in **90** days, so the check **must be cashed** by you no later than **80** days from the date on the check). **IF YOU DO NOT CASH THE CHECK WITHIN THIS PERIOD OF TIME, YOU WILL FORFEIT YOUR RIGHT TO THIS MONEY.**

If you have any questions, you can visit the Justice Settlement website at [www.justiceclassaction.com](http://www.justiceclassaction.com).