

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

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TIMOTHY C. PIGFORD, <u>et al.</u> ,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	Civil Action No.
	)	97-1978 (PLF)
DAN GLICKMAN, Secretary,	)	
The United States Department	)	
of Agriculture,	)	
	)	
Defendant.	)	

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CECIL BREWINGTON, <u>et al.</u> ,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	Civil Action No.
	)	98-1693 (PLF)
DAN GLICKMAN, Secretary,	)	
The United States Department	)	
of Agriculture,	)	
	)	
Defendant.	)	

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MONITOR'S SUPPLEMENTAL REPORT REGARDING  
REGISTERS OF PETITIONS

I. INTRODUCTION

On February 28, 2001, the Monitor filed the Monitor's February 2001 Report Regarding Registers Of Petitions. On March 6, 2001, the Monitor became aware of an error in the data contained in that Report. This Supplemental Report is being filed to correct that error.

## II. NATURE OF ERROR

The data that the Monitor included in the February 28, 2001, Report correctly conveyed the information that the Facilitator had reported to the Monitor as of that date. The Facilitator contacted the Monitor on March 6, 2001, to explain that the data the Facilitator conveyed to the Monitor as of February 28 contained an error.

The Facilitator explained that the Chestnut, Sanders law firm had sent to the Facilitator a letter containing data relevant to the Facilitator's February report to the Monitor. This letter was dated and postmarked February 15, 2001. It arrived at the Facilitator's office before the Facilitator prepared its February report for the Monitor, but apparently the letter had somehow been misplaced, and the information contained in the letter was not included in the Facilitator's February report to the Monitor. As a result, the data was not included in the Monitor's February 28 report to the Court.

The Facilitator sent the Monitor a letter dated March 6, 2001, explaining and apologizing for the error. It is attached to this Supplemental Report as Appendix A.

## III. REVISED REPORT ON COMPLIANCE WITH THE NOVEMBER 8, 2000, ORDER FOR THE PERIOD OF JANUARY 17, 2001 THROUGH FEBRUARY 15, 2001

Taking into account the information contained in the Chestnut firm's letter of February 15, 2001, the Facilitator now

reports the following figures to the Monitor for the period of January 17, 2001, through February 15, 2001.<sup>1</sup>

<b>Facilitator's Revised Report For Period of January 17, 2001 Through February 15, 2001 (as of March 7, 2001)</b>						
Law Firm	Total Petitions Filed from Entire Register	Total Withdrawals Filed from Entire Register	Total from Entire Register	Total Petitions Filed from Valid Portion of Register	Total Withdrawals Filed from Valid Portion of Register	Total from Valid Portion of Register
Conlon, Frantz	155	44	199	144	29	173
Chestnut, Sanders	115	24	139	109	21	130
Class Counsel Total	270	68	338	253	50	303

In the February 28, 2001 Report, the Monitor reported that in addition to filing petitions for claimants who are listed on Registers, Class Counsel has filed petitions for claimants whose names do not appear on Registers. The Facilitator's revised data shows that between January 17 and February 15, 2001, Class Counsel filed a total of 313 petitions and eighty-six withdrawals, for a total of 399 petitions and/or withdrawals in this reporting period.

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<sup>1</sup> January 15, 2001, was a federal holiday; therefore, the January 15 filing deadline was extended to January 16, and this reporting period began on January 17.

IV. CONCLUSION

According to the Facilitator's revised report, Class Counsel filed supporting materials or withdrawals on behalf of 303 claimants from the valid portion of Class Counsel's Register during the period of January 17, 2001, through February 15, 2001. Class Counsel continues to report figures that are higher than the Facilitator's figures. Class Counsel and the Facilitator continue to work together to resolve the discrepancies in those figures.

Dated: March 7, 2001

Respectfully submitted,

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