

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

IN RE PACKAGED ICE ANTITRUST
LITIGATION

Case Number: 08-MD-01952
Honorable Paul D. Borman

THIS DOCUMENT RELATES TO:
INDIRECT PURCHASER ACTIONS

**ORDER GRANTING INDIRECT PURCHASER PLAINTIFFS’
MOTION TO DISTRIBUTE THE HOME CITY ICE COMPANY
SETTLEMENT FUND (ECF NO. 575)**

Before the Court is the Indirect Purchaser Plaintiffs’ Motion to Distribute the Home City Ice Settlement Fund and pay certain expenses. (ECF No. 575.) The court held a hearing on the Motion on January 23, 2019. The Court GRANTS the Motion, and Orders as follows:

1. Wild Law Group PLLC (Class Counsel) shall transfer the proceeds of the Home City Ice Settlement Fund (the “Fund”) to Rust Consulting (the Settlement Administrator) except for the amounts permitted by this paragraph. Wild Law Group PLLC may withhold from distribution, and transfer of the Fund, \$7,500 and interest earned on the Fund after September 30, 2018, to pay past and future expenses associated with tax matters and to make payments for such expenses. Any funds remaining in the reserve fund after such payments

are made shall be kept in escrow and disbursed subject to further Order of the Court.

2. Rust Consulting may withdraw up to \$151,190.90 from the Fund for its prior unpaid and estimated future charges and expenses.

3. Rust Consulting shall distribute \$2,079,077.24 from the Fund to validated claimants as follows:

- \$8.18 for each validated claimant claiming to have purchased 1 to 6 bags for a total of \$30,920.40;
- \$16.35 for each validated claimant claiming to have purchased 7 or more bags without proof of purchase for a total of \$2,039,695.20;
- \$8,447.61 to 10 claimants who purchased more than 12 bags with proof of purchase.

Due to rounding, the three amounts above total \$2,079,063.21. Thus, \$14.03 will be unallocated and remain in the Settlement Fund.

1. To effectuate the distribution, Rust Consulting may keep the Fund in a checking account with a balance above the FDIC limit.

2. Rust Consulting shall mail payments no later than 30 days after entry of this Order.

3. Checks shall be void 60 days after the mail date.

4. Checks shall not be re-issued without leave of Court for good cause shown.

5. Rust Consulting shall provide Class Counsel with the required accounting pursuant to the Order (Doc. # 556 at ¶ 22) no later than 60 days after the void date of the checks.

s/Paul D. Borman
PAUL D. BORMAN
UNITED STATES DISTRICT JUDGE

Dated: February 1, 2019