

DETENTION CLAIM FORM

Required Claimant Information:

First Name Last Name

Date of Birth: _____ / _____ / _____
 Month Day Year

Address

Social Security Number: _____

_____, _____
City State Zip

Email address: _____

() _____
Area Code Evening Telephone number

() _____
Area Code Daytime Telephone number

Other names used: _____

Parent/Guardian Information, required to be completed if Claimant is minor or under other disability:

First Name Last Name

Date of Birth: _____ / _____ / _____
 Month Day Year

Address

Social Security Number: _____

_____, _____
City State Zip

Email address: _____

() _____
Area Code Evening Telephone number

() _____
Area Code Daytime Telephone number

Relationship to Claimant: _____

This form is complex, and it is expected that you may need assistance in completing it. THE ATTORNEYS REPRESENTING THE CLASS ARE COMMITTED TO HELPING YOU, FREE OF CHARGE, TO MAKE YOUR CLAIM. If you need help and think you have a claim, send an email to info@brazilclark.com with (1) your full name, (2) date of birth, and (3) a phone number.

A VALID AND APPROVED DETENTION CLAIM MAY BE ELIGIBLE FOR A SUBSTANTIAL PAYMENT. TIME IS OF THE ESSENCE AND REQUESTS FOR ASSISTANCE MADE NEAR THE END OF THE CLAIMS PERIOD MAY GO UNANSWERED.

see pages 3-5 for additional information

I wish to make a claim against Rutherford County, Tennessee (Rutherford County) because I was admitted to and confined in secure detention at the Rutherford County Juvenile Detention Center (RCJDC) prior to a Juvenile Court detention hearing, on or about _____, 20____ under the circumstances described below.
[Month] [Day] [Year]

I was admitted to and confined in secure detention at the RCJDC prior to a Juvenile Court detention hearing, on a juvenile delinquent or unruly charge, and hereby state that (a) I was born on or after October 14, 1997, or (b) my detention occurred at any time from and after October 14, 2015, and (c) [answer “yes” or “no” to each of the following questions pertaining to the circumstances at the time of your admission to each such secure detention]

(1) Were you charged with any one or more of the following delinquent offenses:

- a. Aggravated Assault, T.C.A. § 39-13-102;
- b. Vehicular Assault, T.C.A. § 39-13-106;
- c. Aggravated Vehicular Assault, T.C.A. § 39-13-115;
- d. Criminal homicide, T.C.A. § 39-13-201;
- e. First Degree murder, T.C.A. § 39-13-202;
- f. Second Degree murder, T.C.A. § 39-13-210;
- g. Voluntary manslaughter, T.C.A. § 39-13-211;
- h. Criminally negligent homicide, T.C.A. § 39-13-212;
- i. Vehicular homicide, T.C.A. § 39-13-213;
- j. Reckless homicide, T.C.A. § 39-13-215;
- k. Assisted suicide, T.C.A. § 39-13-216;
- l. Aggravated vehicular homicide, T.C.A. § 39-13-218;
- m. Robbery, T.C.A. § 39-13-401;
- n. Aggravated robbery, T.C.A. § 39-13-402;
- o. Especially aggravated robbery, T.C.A. § 39-13-403;
- p. Aggravated rape, T.C.A. § 39-13-502;
- q. Rape, T.C.A. § 39-13-503;
- r. Aggravated sexual battery, T.C.A. § 39-13-504;
- s. Sexual battery, T.C.A. § 39-13-505;
- t. Aggravated Arson, T.C.A. § 39-14-302;
- u. Prohibited weapons, T.C.A. § 39-17-1302;
- v. Unlawful carrying or possession of weapon, T.C.A. § 39-17-1307;
- w. Carrying weapons on school property, T.C.A. § 39-17-1309;
- x. Carrying weapons on public parks, playgrounds, civic centers, and other public recreational buildings and grounds, T.C.A. § 39-17-1311;
- y. Handgun possession prohibited, T.C.A. § 39-17-1319; or
- z. Possession of handgun while under the influence, T.C.A. § 39-17-1321;

- Yes
- No

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- (2) Were you charged with a delinquent offense categorized as a felony under Tennessee law, a probation violation, or an aftercare violation while you:
- a. Were already on probation; or
 - b. Were already awaiting court action on a previously alleged delinquent offense; or
 - c. Were alleged to have escaped or absconded from a juvenile facility, institution, or other court-ordered placement; or
 - d. Had, within the previous twelve months, failed to appear at any juvenile court hearing or been charged with committing a violent felony delinquent offense involving a risk of serious bodily injury or death; or
 - e. Had, within the previous twelve months, been adjudicated delinquent of a felony delinquent offense.
- Yes
 No
- (3) Was a court order issued within 24 hours of the detention, excluding nonjudicial days, documenting “special circumstances” that justified your secure detention based on a risk of immediate harm to you due to issues of dependency, neglect, or abuse if you were not securely detained?
- Yes
 No
- (4) Were you alleged to be an escapee from a secure juvenile facility or institution?
- Yes
 No
- (5) Were you wanted in another jurisdiction for an offense that, if committed by an adult, would be a felony in that jurisdiction?
- Yes
 No
- (6) Were you charged with violating a “valid court order” that was already in effect prior to the instant charge giving rise to the detention, or were you a runaway from another jurisdiction?
- Yes
 No

I understand that my entitlement to compensation, if any, will be determined in accordance with the procedures of this class action settlement as more fully explained in the Class Notice mailed to class members and in documents posted on the Claim Administrator’s website.

You must submit this completed Claim Form on the Claim Administrator’s website (www.rutherfordjuvenilesettlement.com) **NO LATER THAN 11:59 p.m. October 29, 2021** or mail this Claim Form to the Claim Administrator at *Geerts v Rutherford County*; Claims Administrator, Post Office Box 10584, Tallahassee,

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FL 32302-2584, with a postmark **NO LATER THAN October 4, 2021** in order to be eligible to receive money from the class fund.

If your Claim Form is not submitted or mailed by the deadlines above, you may still be considered a member of the class and be bound by the settlement, but in no event will you receive any money.

YES, I WISH TO MAKE A CLAIM.

By signing this form below, I am confirming that the above information is correct to the best of my knowledge, information, and belief and that:

- I am the person identified above and am over the age of 18 **OR** I am the legal guardian of the person identified above and that person is currently less than 18 years of age.
- I have not received any money or compensation for any of the claims involved in this case.
- I will abide by, and be limited by, the Class Action Settlement as approved by the Court.
- I will keep the Claims Administrator informed of my whereabouts at all times.

I declare under penalty of perjury that the information given above is true and correct to the best of my knowledge, information, and belief.

Date: _____

Signature of Claimant: _____

Date: _____

Signature of Parent/Guardian, if applicable: _____

IF YOU WOULD LIKE HELP WITH THIS FORM:

You can contact the attorneys for the settlement classes at www.brazilclark.com by sending an email to info@brazilclark.com and providing your (1) full name, (2) date of birth, and (3) a phone number where you can be reached. FAILURE TO PROVIDE THIS INFORMATION, AND ONLY THIS INFORMATION, may delay or prevent a response to your inquiry. If you would prefer to call, you may call (615) 730-8619 and ask to speak with Kyle Mothershead or Frank Brazil. The attorneys will help you, FREE OF CHARGE, to determine the date you were detained and whether you appear to meet the criteria for a valid claim for financial benefits. If the attorneys determine that your claim appears to be valid, they will also help you to complete this claim form.

Also, if you were admitted to and confined in secure detention at the Rutherford County Juvenile Detention Center on more than one occasion you may have MORE THAN ONE valid claim. **A separate claim form is required to be submitted by you for each detention in order to receive money for each valid claim.** The attorneys at www.brazilclark.com can help you determine whether you have more than one claim, provide all of the information you need to complete the claim form for each claim, and assist you in completing those forms. THIS ASSISTANCE IS AT NO CHARGE TO YOU.

While the attorneys will do their utmost to help you quickly, if you wait until the end of the claims period to contact them it may be too late for them to locate the information necessary to complete your form(s) and help you submit your

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claim(s) by the deadline. IT IS YOUR RESPONSIBILITY TO SUBMIT A COMPLETE CLAIM FORM WITH ALL REQUIRED INFORMATION FOR EACH CLAIM IF YOU WANT TO GET PAID FOR THOSE CLAIMS AS SET FORTH IN THE CLASS NOTICE.

INDEPENDENTLY VERIFIABLE RECORDS WILL BE USED TO CONFIRM WHETHER YOU HAVE A VALID CLAIM, AND THIS SAME DOCUMENTATION WILL BE USED TO ENSURE THAT INVALID, FALSE OR FRAUDULENT CLAIMS WILL NOT BE APPROVED.

*IF YOU WERE **NOT** DETAINED AS A MINOR IN THE RUTHERFORD COUNTY JUVENILE DETENTION CENTER AS DESCRIBED IN THE FIRST TWO PARAGRAPHS OF THIS FORM, YOU DEFINITELY **DO NOT** HAVE A VALID **DETENTION CLAIM**. HOWEVER, IF YOU WERE ARRESTED AS A JUVENILE BY THE RUTHERFORD COUNTY SHERIFF'S OFFICE THEN YOU MAY HAVE A VALID ARREST CLAIM, DEPENDING ON THE CIRCUMSTANCES OF YOUR CASE. IF YOU BELIEVE YOU MAY HAVE AN ARREST CLAIM, COMPLETE AND SUBMIT THE FORM TITLED "ARREST CLASS CLAIM FORM."*

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