

meet the following criteria: (1) the consumer had a telephone services account open with Ameritech in Illinois, Michigan, Ohio, Indiana or Wisconsin, (2) Ameritech opened a second account in that consumer's name, (3) the consumer had not given authorization for the opening of that account, and (4) Ameritech submitted the second account to a third party collection agency for collection action from the original consumer, and (5) the consumer did not timely opt out of this settlement.

3. The Court finds based upon preliminary evaluation that the proposed settlement reached as a result of arms' length negotiations supervised by the Court, is sufficiently fair, reasonable, adequate and in the best interests of the class to allow notice to be disseminated to members of the Class. In making this preliminary determination, the Court has considered, among other factors: the strength of the case for plaintiffs on the merits, balanced against the money or other relief offered in settlement; the defendant's ability to pay; the complexity, length and expense of further litigation; the absence of collusion in reaching a settlement; the opinion of competent counsel; and the state of proceedings and the substantial amount of discovery completed. Accordingly, the Court grants preliminary approval of the Agreement of Class Action Settlement. As described below, the settlement will be submitted to Class Members for their consideration and for a hearing on final approval of the settlement.

4. The Court finds that the terms of the notice are adequate to inform the Class members of the relevant provisions of the proposed settlement. The proposed notice clearly and accurately discloses all information material to a Class member's decision whether to accept, object to, or opt out of the settlement. It describes the settlement benefits to the Class and the other matters discussed above; the date, time, and place of the final fairness hearing; and the procedure and deadline for submitting objections and requests for exclusions. Class Members

are also told how to submit claims. Furthermore, the proposed claim form is simple and straightforward, and completing it will impose minimal burdens on class members. Therefore, the Court approves the proposed form of class notice.

5. This Court hereby orders that all class members, or any of them, be and are preliminarily barred and enjoined from commencing or prosecuting any actions asserting any of the settled claims, either directly, representatively, derivatively or in any other capacity, against the settling defendant herein, pending the final determination of whether the settlement provided for in this agreement should be approved by the Court.

6. It shall be the responsibility of Class Counsel to respond to all inquiries from Class Members as appropriate. Plaintiffs also shall be responsible for receiving written objections. Copies of any such written objections shall be provided to counsel for Defendants promptly. Plaintiffs shall provide copies of any written objections to the Court by October 31, 2005.

7. Any Class Member or other interested party wishing to object to any aspect of the Agreement of Class Action Settlement may do so only in writing, without the necessity of retaining counsel or making any formal appearance. All written objections to any aspect of the Agreement of Class Action Settlement must be served by mail on or before October 31, 2005 to Lance Raphael, Leslie M. Smith and this Court as described in the form of Notice. Any Class Member or other interested party, intending to appear at the Settlement Fairness Hearing in person or through his or her attorney, must notify the Plaintiffs in writing no later than October 31, 2005 of any witnesses they intend to call to testify and any exhibits they intend to introduce into evidence at the Settlement Fairness Hearing. Responses to any objections must be filed and served on or before November 20, 2005.

8. This Order shall be null and void and have no further force and effect with respect to any party in this action in event that the Agreement of Class Action Settlement is terminated for any reason prior to issuance by the Court of an order finally approving the settlement; the final approval of the Agreement of Class Action Settlement is not obtained or is reversed on appeal; the settlement contemplated by the Agreement of Class Action Settlement is not concluded substantially as described in that Agreement with an order of the Court finally approving the settlement that becomes final after all appeals; or any provision contained in the Agreement of Class Action Settlement shall for any reason be held in whole or in part to be invalid, illegal, or unenforceable in any respect and Plaintiffs or Defendants do not elect to proceed with the Agreement of Class Action Settlement without such provision. In such event, the Agreement of Class Action Settlement and this Order and all negotiations, proceedings, documents prepared and statements made in connection with the Agreement of Class Action Settlement and this Order shall be without prejudice to any party and shall not be offered or admitted into evidence. They shall not be deemed or construed to be an admission or confession by any party of any fact, matter or proposition of law, and shall not be used in any manner for any purpose in this or any other action. All parties to this action shall stand in the same position as if the Agreement of Class Action Settlement had not been negotiated, made or filed with the Court and as if this Order had never been entered.

9. The Court retains jurisdiction over this case, the parties (including all members of the Class), and all proceedings arising out of or related to the Agreement of Class Action Settlement, including the hearing on compensation for Jennifer Case on November 1, 2005.

10. The following schedule will be entered on the issue of Jennifer Case's individual compensation:

- a. Case's brief will be submitted on October 1, 2005;
- b. Ameritech's response brief will be submitted on October 14, 2005;
- c. Case's reply brief will be submitted on October 21, 2005; and
- d. Oral argument before Judge McGann is scheduled for 11:00 a.m. on November 1, 2005.

Date:

ENTERED:

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JUL 07 2005

JUDGE
PATRICK MCGANN - 1510

Patrick E. McGann
Circuit Court Judge

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