

**FILED**

JUN 14 2004

UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH CAROLINA  
ANDERSON DIVISION

LARRY W. PROPPS, CLERK  
COLUMBIA, SC

FRANKLIN E. CLARK and LATANJALA  
DENISE MILLER, on behalf of themselves  
and all others similarly situated,

Plaintiffs,

v.

Civil Action No. 8:00-1218-22

EQUIFAX INFORMATION SERVICES LLC,  
successor in interest to EQUIFAX CREDIT  
INFORMATION SERVICES, INC.,

Defendant.

**FINAL JUDGMENT**

*Clc*  
*#1*  
This matter comes before the Court for entry of a final judgment. The Court finds that all motions, objections and related matters have been fully adjudicated and that the entry of final judgment is appropriate at this time, and in furtherance thereof, **IT IS HEREBY ORDERED, ADJUDGED AND DECREED:**

1. The Second Modified Stipulation of Settlement (the "Stipulation"), filed December 19, 2003, including the release therein, and the Court's Order Approving Settlement entered January 14, 2004 (the "January 14 Order") are attached hereto and incorporated herein and are made part of this Final Judgment. The Court's Order establishing total fees and expenses entered April 21, 2004 (the "April 21 Order") is also incorporated herein and made part of this Final Judgment.

2. The Court hereby makes final its prior findings that the terms of settlement as contained in the Stipulation are fair, reasonable and adequate in all respects, and the Court grants

final approval of the settlement of this action in accordance with the terms of the Stipulation. The Stipulation, including the release provisions thereof, is fully binding according to its terms upon each Class Member, and the Court orders that the parties comply with the terms of the Stipulation.

3. The January 14 Order included the final certification of a class (the "Class Members"), and such certification is hereby confirmed.

4. The Court dismisses this Action, including the Revised Amended Complaint, and all claims asserted therein with prejudice and on the merits, without leave to amend. These dismissals are without cost to any party. Except as provided herein and as provided as to Class Members in the Stipulation, defendant, Equifax Information Services LLC ("Equifax"), shall have no liability whatsoever to any entity, person or attorney, including any party, objector, Class Member or attorney for them, and none of them shall have any other recovery in or in connection with this Action from Equifax.

*Cull*  
*#2* 5. All Class Members, as defined in the January 14 Order, and all persons acting on behalf of or in concert or participation with any Class Member, are hereby permanently enjoined from this day forward from filing a class action which includes Class Members or which seeks damages or relief of any sort on behalf of Class Members, either expressly or impliedly, in any lawsuit arbitration, administrative, regulatory, or other proceeding, in any jurisdiction, based on or relating to the facts and circumstances underlying the claims and causes of action in this lawsuit or the Released Claims (as that term is defined in the Stipulation, attached hereto). Any person who, in ignorance of this Final Judgment, has initiated or initiates a lawsuit or other proceeding in violation of this Final Judgment and subsequently receives notice of this Final Judgment shall forthwith move to dismiss the lawsuit or other proceeding. The Court finds that

this injunction is necessary in aid of its jurisdiction to protect its judgment in this lawsuit and to prevent the relitigation of issues already determined and resolved in this lawsuit and Settlement.

6. The Court approves and confirms as final the provisions for Attorneys Fees and Expenses as set forth in the April 21 Order. The Court awards Plaintiff Counsel the sum of \$5,000,000.00 for Attorneys Fees and Expenses from Equifax, which shall be paid by Equifax to Plaintiff Counsel, as Plaintiff Counsel direct, within ten days after the Effective Date of the Stipulation.

7. Plaintiff Counsel shall divide the Attorneys Fees and Expenses Award with Objectors' Counsel pursuant to the Agreement on Allocation of Fee Award between Plaintiff Counsel and Objector Counsel, filed May 21, 2004. Objector Counsel and Objectors shall recover no attorneys fees, expenses or other amounts directly from Equifax or otherwise in or in connection with this Action.

8. Each of the two plaintiffs is awarded \$1,000.00 from Equifax for risks and efforts undertaken on behalf of the class which shall be paid by wire transfer or delivery of a check to Class Counsel within ten days after the Effective Date of the Stipulation.

9. Without detracting from the finality of this Final Judgment in any way, the Court shall retain jurisdiction to interpret and enforce this Final Judgment.

**IT IS SO ORDERED AND ADJUDGED THIS 14<sup>th</sup> DAY OF JUNE 2004.**



Cameron McGowan Currie  
United States District Judge  
United States District Court, District of South Carolina