

**In the United States Court of Federal Claims**

No. 90-162C  
and Consolidated Cases

(Filed January 12, 2012)

* * * * *	*
STEPHEN ADAMS, <i>et al.</i> ,	*
	*
<i>Plaintiffs,</i>	*
	*
v.	*
	*
THE UNITED STATES,	*
	*
<i>Defendant.</i>	*
* * * * *	*

**ORDER**

On January 10, 2012, pursuant to the court’s order of November 18, 2011, the parties filed a Joint Status Report (JSR) in the subject matter. The parties’ status report gives an overview of outstanding claims and settlement negotiations that are underway in the subject matter. There are approximately 712 remaining plaintiffs in this suit.<sup>1</sup>

The parties continue to discuss the FLSA exemption status of certain employees in GM-13 positions. In addition, defendant plans to provide plaintiffs with a detailed response to their October 13, 2010 settlement proposal regarding plaintiffs who worked for the Office of Personnel Management as background investigators. Plaintiffs are considering the government’s response to their latest settlement proposal regarding the claims of approximately sixty plaintiffs

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<sup>1/</sup> Three plaintiffs were dismissed from these consolidated cases on January 9, 2012. One of those plaintiffs, Jean A. Burchell, appears to have been the sole remaining plaintiff in Case No. 95-339C. See Joint Status Report of June 2, 2011, Ex. B. The parties shall file a stipulation of dismissal of Case No. 95-339C if no plaintiffs remain in that case.

transferred to Opa Locka Airport after Hurricane Andrew.

In conclusion, the parties report that they continue to discuss a number of other claims and issues, and request that their next status report be filed on or before March 13, 2012. Accordingly, it is hereby **ORDERED** that

- (1) The parties shall **FILE a Joint Status Report**, on or before **March 13, 2012**, to apprise the court of the status of the resolution of the claims in the subject matter; and
- (2) On or before **March 13, 2012**, the parties shall **FILE a Joint Stipulation of Dismissal** with prejudice of *Duwayne N. Barnett, Sr., et al. v. United States*, Case No. 95-339C, or a **Notice** explaining why such a dismissal is not warranted.

/s/Lynn J. Bush

LYNN J. BUSH

Judge