

CLASS MEMBER CLAIM FORM

Must be Postmarked
By February 24, 2010

RGN Properties, Inc. v. Miami-Dade County
Case No. 05-16420

Name:

First

Last

Home Address:

Street Name

City

State

Zip

(Payment will be made to the address above)

Address(es) of property for which a Late Payment is entitled:

(if more than one property, please list on a separate page)

Street Name

City

State

Zip

If you wish to obtain payment, complete this form and mail it to the address below. You may be asked for more information at a later time.

Date the Housing Assistance Payment Contract ("HAP") was executed:

Date of the first day of the initial term of the lease:

Date the initial rent payment was made:

Under the terms of the Court approved Allocation Plan each late payment shall be \$50.00 for each month the initial rental payment was late if the initial rental payment was made more than 60 days after the first day of the initial term of the lease, provided that the HAP contract was executed with the County. However, this number may be increased or reduced depending on the number of claims made to the Settlement.

By Submitting this Claim Form you hereby certify to the following:

- You (defined as the Class Member identified above) are or were an owner of property located within Miami-Dade County and you executed a Section 8 Housing Assistance Payment Contract(s) ("HAP") with the County related to that property.
- You did not receive your initial payment from the County until more than sixty (60) days after the effective date of the HAP and the lease agreement with your Section 8 tenant.
- You charge and collect a late penalty from your Section 8 assisted tenants and your unassisted tenants, if any, when they are late with their portion of the rent.
- You certify that the reason you were not timely paid was not due to your actions or negligence or the actions or negligence of your tenant. For example, you are not entitled to a Late Payment Penalty if the initial payment was delayed due to a violation of the Section 8 program laws, regulations, Section 8 Administrative Plan HAP and/or lease by either the tenant or you, or any action or inaction by the owner or tenant and/or Miami-Dade Public Housing Agency that would result in the County being required by law to recover an overpayment, to suspend the housing assistance payments, to abate or reduce the housing assistance payment, to terminate the housing assistance payment or terminate the HAP.
- You certify that you have not already received a late penalty from the County relating to the initial housing payment for the property and the lease identified above.

CLASS MEMBER CLAIM FORM

Please sign below and mail to the following address no later than February 24, 2010:

Please mail your claim to:

**RGN Litigation Administrator
CAC Services Group
1551 Southcross Drive W
Burnsville, MN 55306**

You must provide specific documentation indicating why you deserve this amount. Only certain documentation is suitable to be submitted. This documentation includes: 1) a copy of the HAP contract indicating a start date, 2) a copy of the lease agreement under which you are seeking a late payment, and 3) a copy of the initial check from the County provided pursuant to the HAP contract. In the event that you do not have the documentation referenced in the items listed above, then the County, in its reasonable discretion, reserves the right to accept or request any and all additional documentation.

In accepting any funds under this settlement, you relinquish, waive, and release any remaining claims, demands, causes of action, or damages relating to any penalty fee for the alleged failure to timely make an initial rental payment that is allegedly owed to you by Miami-Dade County for the property and the lease identified above as of October 22, 2009.

I declare under the penalty of perjury that the information provided here is correct to the best of my knowledge. If not submitting this for myself, I declare that I am authorized to submit this form on behalf of the Class Member identified above.

Signature

Date