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VIA EMAIL & UNITED STATES MAIL

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**RE: CITY OF FLINT'S CONTRIBUTION TO SETTLEMENT
COMMUNICATION FROM COUNCIL PRESIDENT**

Counselors:

I am writing on behalf of Co-Liaison Counsel and Lead Counsel for the Putative Class, in response to the President of the City Council's correspondence from earlier today.

We feel that the Council President's correspondence should not have been directed at us and therefore we are writing back just to you. While we believe it would be in the best interest of the citizens of Flint for the City to participate in the settlement, we are confident that the global settlement will go forward either with or without the City's participation. If the City chooses not to participate, we are certain that the individual trials and the class case against the City for its role in causing the water crisis will yield results significantly in excess of \$20,000,000.

As we have noted on several occasions the Council has a fiduciary responsibility to the City – a Defendant in the case. Yet the Council seemingly continues to confuse this obligation with its perceived obligations to city residents, our clients – who are the ones suing the City.

We are unwilling to support anything in the Council President’s correspondence, as the effect of her proposal would be to delay the global settlement. If her proposal is passed, we will proceed without the City as a participant. To the extent the communication was sent as a resident with a claim against the City (rather than as a fiduciary to the City), her voice can be heard by the Court through the judicial approval process.

Sincerely,

LEVY KONIGSBERG, LLP



Corey M. Stern

Cohen Milstein Sellers & Toll PLLC



Theodore Leopold *v/pern.*

*Cc – Special Master Deborah Greenspan;
Judge Pamela Harwood; Senator Carl Levin
(by email only)*