

**D.N. and S.N., minors by and through : CIVIL ACTION NO. 1:08-CV-0526**  
**their Guardians Ad Litem Arthur :**  
**Nelson IV and Marie Nelson, ARTHUR : (Judge Conner)**  
**NELSON IV, and MARIE NELSON, :**

**V.**

## Defendants

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Super. 1982) (explaining that the purpose of Rule 2039(a) “is to make the court aware of and in a position to properly evaluate a minor’s settlement”), and the court concluding that the settlement represents a reasonable resolution of the parties’ dispute and advances minor-plaintiffs’ best interests, see Power v. Tomarchio, 701 A.2d 1371, 1374 (Pa. Super. 1997) (stating that Rule 2039(a) requires the court to “protect[] the best interests of the minor”), it is hereby ORDERED that:

1. Plaintiff’s motion (Doc. 86) to approve settlement is GRANTED. The gross settlement amount shall total \$375,000.00. Apportionment of the settlement proceeds shall be as follows:
  - a. The attorney’s fees and costs of Archer & Archer, P.C. are approved in the amount of \$132,504.78.
  - b. The sum of \$31,000.00 shall be paid to the Pennsylvania Department of Public Welfare in satisfaction of a lien incurred during the course of the above-captioned litigation.
  - c. The sum of \$10,142.95 shall be paid to plaintiffs Arthur and Marie Nelson in satisfaction of expenses incurred during the above-captioned litigation.
  - d. The balance of the settlement proceeds, in the amount of \$201,352.27, shall be made payable to “Arthur and Marie Nelson, Guardians of minors D.N. and S.N.” These funds shall be invested pursuant to Paragraph 49 of the motion (Doc. 86) to approve settlement. The funds shall be divided as follows:
    - i. The amount of \$100,676.14 shall be invested on behalf of minor-plaintiff D.N.
    - ii. The amount of \$100,676.13 shall be invested on behalf of minor-plaintiff S.N.
2. The Clerk of Court is instructed to DISMISS individual defendants Kevin Snyder and Gordon Watts. The settlement approved herein shall be between plaintiffs and defendant North Londonderry Township. See FED. R. CIV. P. 41(a)(2).

3. Subsequent to entry of this order, the court relinquishes jurisdiction to the Orphans' Court of the Dauphin County Court of Common Pleas with respect to the future disposition of funds remitted to minor-plaintiffs.
4. Defendants' motion (Doc. 63) for summary judgment is DENIED as moot and the Clerk of Court is instructed to CLOSE this case.

S/ Christopher C. Conner  
CHRISTOPHER C. CONNER  
United States District Judge