

SETTLEMENT AGREEMENT

This Agreement is entered into by parties PRISON LEGAL NEWS, INC. ("PLN") and GENE M. JOHNSON, JOHN M. JABE, W.D. JENNINGS, BENJAMIN WRIGHT, BARBARA WHEELER, TONI COX, SAMUEL PRUETT, R.W. JAMISON, LARRY COLLINS, BARBARA GENTRY, LINDA LEATHERWOOD, TAMMY BROWN, RITA BIBBINS and LOIS FEGAN (hereinafter "Defendants") in their respective individual capacities and is for the purpose of effecting settlement of the monetary relief claims in *Prison Legal News, Inc. v. Gene Johnson, et al.*, Civil Action No. 3:09cv00068 (W.D. Va. 2009)(J. Moon) ("the lawsuit"). This Settlement Agreement resolves all related monetary claims.

PLN and Defendants agree as follows:

1. The Defendants shall cause to be paid to Prison Legal News, Inc. the sum of Forty Thousand Dollars (\$40,000) representing a compromise of the claims made by PLN for damages. The Defendants shall also cause to be paid to PLN, pursuant to 42 U.S.C. section 1988, \$83,370.00 in legal fees and \$ 1,880.00 in costs and expenses.

The combined payment to PLN, through their counsel, shall be \$ 125,250.00.

2. The Court in which the lawsuit originated shall retain jurisdiction in order to enforce this Agreement and this shall be reflected in the Court's Order.

3. This is the entire Agreement between PLN and GENE M. JOHNSON, JOHN M. JABE, W.D. JENNINGS, BENJAMIN WRIGHT, BARBARA WHEELER, TONI COX, SAMUEL PRUETT, R.W. JAMISON, LARRY COLLINS, BARBARA GENTRY, LINDA LEATHERWOOD, TAMMY BROWN, RITA BIBBINS and LOIS FEGAN in their respective individual capacities.

4. PLN and Defendants voluntarily enter into this Settlement Agreement. No promises have been made by or to either PLN or GENE M. JOHNSON, JOHN M. JABE, W.D. JENNINGS, BENJAMIN WRIGHT, BARBARA WHEELER, TONI COX, SAMUEL PRUETT, R.W. JAMISON, LARRY COLLINS, BARBARA GENTRY, LINDA LEATHERWOOD, TAMMY BROWN, RITA BIBBINS and LOIS FEGAN, except as stated herein. The parties understand that this resolution of the damages claim, attorneys fees, expenses and costs, settles completely the claims set forth against the Defendants in PLN's complaint as filed in the lawsuit. PLN and all Defendants and GENE M. JOHNSON, JOHN M. JABE, W.D. JENNINGS, BENJAMIN WRIGHT, BARBARA WHEELER, TONI COX, SAMUEL PRUETT, R.W. JAMISON, LARRY COLLINS, BARBARA GENTRY, LINDA LEATHERWOOD, TAMMY BROWN, RITA BIBBINS and LOIS FEGAN do hereby release and forever discharge each other from any and all claims and demands set forth in the Complaint. The parties further understand that this Settlement resolves all claims that have arisen up to and including the date of the settlement and that PLN is not forfeiting its right to sue over issues not raised in the complaint and/or that occur after signing.

5. If an agreement as to all issues is reached, upon receipt of the executed Settlement Agreement, counsel for PLN and counsel for defendants shall jointly move for voluntary dismissal of the lawsuit.

ENTERED into the date set forth when executed below:

Plaintiff Prison legal News, Inc.:

By counsel

Date

All Defendants and VDOC:

By the Assistant Attorney General

Date