

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,)
Plaintiff,)
)
v.)
)
LEFLORE COUNTY, OKLAHOMA; LEFLORE)
COUNTY DETENTION CENTER PUBLIC)
TRUST; CARROLL ROGERS, in his)
official capacity as Chairman of)
the LeFlore County Board of)
Commissioners and in his official)
capacity as chairman of the LEFLORE)
COUNTY DETENTION CENTER PUBLIC)
TRUST; FREDDIE COX, as Member of the)
LeFlore County Board of)
Commissioners; LANCE SMITH, as) CIV 05-339-SPS
Member of the LeFlore County Board)
of Commissioners; BILL SEALE as Vice)
Chairman of the LEFLORE COUNTY)
DETENTION CENTER PUBLIC TRUST; CEBERN)
SCOTT, as Trustee of the LeFlore)
the LeFlore County Detention Center)
Public Trust; PAUL CROFT as TRUSTEE)
of the LEFLORE COUNTY DETENTION)
CENTER PUBLIC TRUST; DANNY EDWARDS)
as TRUSTEE of the LEFLORE COUNTY)
DETENTION CENTER PUBLIC TRUST.)
Defendants.)

JOINT MOTION FOR ORDER OF FINAL DISMISSAL

On August 9, 2005, the United States Department of Justice (the "Department of Justice") and the named Defendants ("Defendants") reached a settlement agreement concerning allegations of civil rights violations at the LeFlore County Jail. On August 12, 2005, the United States simultaneously filed a Complaint initiating the present case as well as a Joint Motion for

Conditional Dismissal pursuant to Fed. R. Civ. P. 41(a)(2). The settlement agreement provided for the final dismissal of the Complaint as of August 9, 2009 (or early upon the Defendants' substantial compliance with the settlement agreement), which was included as an exhibit to the Joint Motion for Conditional Dismissal. This Honorable Court entered an Order of Conditional Dismissal on August 23, 2005. The Order provides that the case shall remain on the court's inactive docket and that the court shall retain jurisdiction over the matter until a final dismissal with prejudice is entered.

The Department of Justice has now determined that the Defendants have achieved compliance with every substantive provisions of the Settlement Agreement.

Accordingly, the parties respectfully request that the Court enter the Proposed Order finally dismissing this case with prejudice.

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