

STATE OF MICHIGAN
COURT OF CLAIMS

JOHN CHAPPEL CAIN, RAYMOND C. WALEN, JR.,
ELTON FLOYD MIZELL, PAUL ALLEN DYE,
JOHN CHANDLER EWING, DELBERT M. FAULKNER,
C. PEPPER MOORE, RAMON COBOS, AND RONALD
SIMPSON-BEY, on behalf of themselves
and all others similarly situated,

Plaintiffs,

Hon. James R. Giddings

V

No. 96-16341-CM
93-14975-CM
88-61119-AZ

MICHIGAN DEPARTMENT OF CORRECTIONS,

Defendant.

STIPULATION TO DISMISS CERTAIN CLAIMS WITHOUT PREJUDICE

The parties, having been unable to settle the issue of whether and to what extent Plaintiff class members housed at Michigan Youth Correctional Facility (MYC) and Huron Valley Center (HVC) and other class members who are also minors are entitled to more legal assistance than they receive now, agree, through counsel, that the claims in Count II, paragraphs 38 - 41 of Plaintiff's Consolidated Court of Claims Complaint should be dismissed without prejudice.

These class members are covered by all other provisions of any agreement or judgment resolving Plaintiffs' claims regarding access to courts, the "Stipulation to Settle Plaintiffs' Claims Regarding Personal Typewriters," and the July 15, 2003 Order Dismissing Plaintiffs' Claims Regarding Personal Typewriters.

Prison Legal Services of Michigan, Inc.
Counsel for Plaintiff

By: *Sandra Girard / by permission A. Peter Goryorchin*
Sandra Girard (P33274)

Date: 8-28-03

Michigan Attorney General
Counsel for the Defendant

By: *A. Peter Goryorchin*
A. Peter Goryorchin (P31161)
Allan J. Soros (43702)

Date: 8-28-03

STATE OF MICHIGAN
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C. PEPPER MOORE, RAMON COBOS, AND RONALD
SIMPSON-BEY, on behalf of themselves
and all others similarly situated,

Plaintiffs,

Hon. James R. Giddings

V

No. 96-16341-CM
83-14975-CM
88-61119-AZ

MICHIGAN DEPARTMENT OF CORRECTIONS,

Defendant.

ORDER DISMISSING CERTAIN CLAIMS WITHOUT PREJUDICE

At a session of the Court held in Lansing, Michigan
on August 28, 2003.

PRESENT:

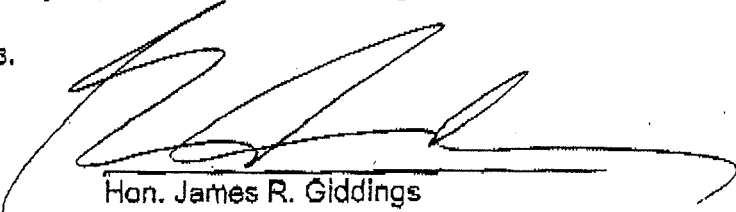
HON. JAMES R. GIDDINGS
Court of Claims Judge

The parties, having been unable to settle the issue of whether and to what extent Plaintiff class members housed at Michigan Youth Correctional Facility (MYC) and Huron Valley Center (HVC) and other class members who are also minors are entitled to more legal assistance than they receive now, agree, through counsel, that the claims in Count II, paragraphs 38 - 41 of Plaintiff's Consolidated Court of Claims Complaint should be dismissed without prejudice, and this Court being fully advised and having considered the matter;

IT IS SO ORDERED.

IT IS FURTHER ORDERED that these class members shall be covered by all other provisions of any agreement or judgment resolving Plaintiffs' other claims regarding access to courts, the "Stipulation to Settle Plaintiffs' Claims Regarding

Personal Typewriters," and this Court's July 15, 2003 Order Dismissing Plaintiffs'
Claims Regarding Personal Typewriters.



Hon. James R. Giddings
Court of Claims Judge

APPROVED AS TO FORM:

Sandra Girard / A. Peter Govorchin
Prison Legal Services of Michigan, Inc.
Counsel for Plaintiffs
By: Sandra Girard (P33274)

A. Peter Govorchin
Michigan Attorney General
Attorney for Defendant
By: A. Peter Govorchin (P31161)