

STATE OF MICHIGAN

IN THE 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, RONALD SIMPSON-BEY  
On behalf of themselves and all others similarly situated,

HONORABLE JAMES R. GIDDINGS

Plaintiffs,

Case Nos: 88-61119-AZ  
93-14975-CM  
96-16341-MP

v.

MICHIGAN DEPARTMENT OF CORRECTIONS,

Defendant.

Prison Legal Services, Inc. of Michigan  
Attorney for Plaintiffs  
By: Sandra Girard (P33274)  
201 S. Washington, Suite # 209  
PO Box 828  
Jackson, MI 49204  
PH: (517)-780-6639  
FAX: (517)-780-5887

A. Peter Govorchin (P31161)  
Allan J. Soros (P43702)  
Assistant Attorneys General  
Attorneys for Defendant  
120 N. Washington Sq. – Ste 300  
PO Box 30217  
Lansing, MI 48909  
PH: (517)-335-7021  
FAX: (517)-335-7157

**STIPULATION TO RESOLVE PENDING CONTEMPT MOTION**

The parties, through counsel, stipulate that Plaintiffs' November 9, 1999 Motion for an Order that Defendant Show Cause Why It Should Not Be Held in Contempt for Retaliation Against Plaintiff Class Members Luis Gutierrez and Reynaldo Flores shall be resolved as follows:

Defendant shall cause to be deposited into Reynaldo Flores' institutional account (202011 at Robert G. Cotton Correctional Facility) \$250.00. Class Member Luis Gutierrez was discharged on July 11, 2001 and has waived damages.

Plaintiffs' Motion shall be dismissed with prejudice.

Date: October 24, 2003

Prison Legal Services of Michigan, Inc.  
Counsel for Plaintiff

By:

Sandra Girard  
Sandra Girard (P33274)

Office of the Attorney General  
Counsel for the Defendant

By:

A. Peter Govorchin  
A. Peter Govorchin (P31161)  
Allan J. Soros (P43702)

**ORDER**

At a session of the Court held on Oct. 27, 2003.

IT IS SO ORDERED.

[Signature]  
Hon. James R. Giddings  
Court of Claims Judge

APPROVED AS TO FORM:

Sandra Girard  
Prison Legal Services of Michigan, Inc.  
Attorney for Plaintiffs  
By: Sandra Girard (P33274)

A. Peter Govorchin  
A. Peter Govorchin (P31161)  
Attorney for Defendant