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## IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

)
)
) No. 06 C 2211
)
) Judge Rebecca R. Pallmeyer
)
) Magistrate Judge Martin C. Ashman

## PERMANENT INJUNCTION ORDER

This matter came before the court on Plaintiff's Motion for Preliminary Injunction. As explained in a Memorandum Opinion and Order dated May 30, 2008, the court has reviewed the exhibits, declarations, memoranda of law submitted by the parties and has denied Defendant's Motion for Summary Judgment. The court concluded, further, that Plaintiff had established the elements necessary for the issuance of a preliminary injunction. Defendant has agreed that no further evidence need be submitted before entry of permanent relief. NOW THEREFORE, IT IS HEREBY ORDERED:

A permanent injunction is issued as follows:

- 1. Defendant shall, effective immediately, restore the level of approved skilled nursing services to be provided to Plaintiff David Grooms under the Persons with Disabilities ("PWD") Waiver to the amount approved by HFS prior to his 21<sup>st</sup> birthday, i.e., not less than 112 hours per week, plus 336 hours of respite care per year, at rates sufficient to assure consistent competent skilled nursing services for the approved hours.
- 2. Plaintiff is awarded his reasonable attorneys' fees, costs and litigation expenses, to be determined at a later date pursuant to Local Rules 54.1 and 54.3.

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3. The court shall retain jurisdiction of this matter for purposes of enforcement of this Order.

ENTER:

Dated: June 13, 2008

REBECCA R. PALLMEYER
United States District Judge