

ORIGINAL

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

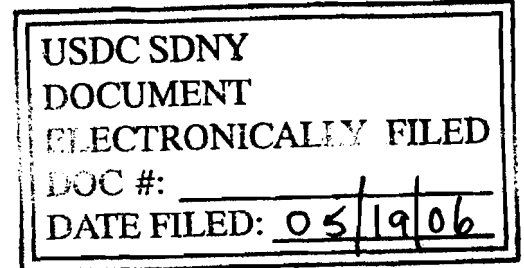
LOVELY H., et al.,

No. 05 Civ. 6920 (LTS)(AJP)

Plaintiffs,

-against-

VERNA EGGLESTON, as Administrator/Comm.
New York City Human Resources Administration,
Defendant.



ORDER

The Court has reviewed carefully the parties' correspondence, dated May 3, May 5 and May 11, 2006, concerning requested modifications to the Court's preliminary injunction order to reflect HRA's plan to close the WeCARE hub centers, and the scope of further discovery in this case.

It is hereby

ORDERED, that the provisions of the Court's April 19, 2006, Order (1) requiring the parties to formulate and submit to the Court "opt-out" procedures and notifications, and (2) requiring Defendant to offer an "opt-out" opportunity to WeCARE designees within 60 days of the preliminary injunction order are suspended pending the implementation of HRA's plan to close the WeCARE hub centers and reassign WeCARE designees to their respective neighborhood centers. It is further

ORDERED, that Plaintiffs' request that the Court require HRA to consult with them in advance on forms of notification concerning case transfers in connection with the closure of the WeCARE hub centers and case transfers is denied. It is further


Faxed
Copies mailed Pliffs., Defs. + MJ
Chambers of Judge Swain 5/18/06

ORDERED, that Plaintiffs' request that the Court declare voluntary any "call-in" hub center appointments on or after June 19, 2006, is denied in light of the regulatory requirement cited in Defendant's May 11, 2006, letter. The Court will expect, however, that call-ins to the hub centers will be kept to the necessary minimum pending the transition of cases to the neighborhood centers. It is further

ORDERED, that the parties shall appear for a conference on May 25, 2006, at 3:30 p.m. to discuss the current scope of the above-captioned action and Plaintiffs' request for discovery concerning accommodations at local neighborhood centers.

SO ORDERED.

Dated: New York, New York
May 18, 2006


LAURA TAYLOR SWAIN
United States District Judge