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| | DBERT BECKETT ENABLE, RICE, LEE & CAPRA | JUN - 4 1979 |
| · • • • • • | NABLE, RICH, LAND 11 North First Avenue #2060 noenix, Arizona 85003 | W. J. FUNSTINAL ASRK |
| 8 (6 | 602) 257-0336 | WHITED & ATES DESTRICT OF BRIZDINA |
| . 4 At | ttorneys for Plaintiffs | BEPUTY FLERK |
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| 8 | IN THE UNITED STATES DISTRICT COURT | |
| 9 | FOR THE DISTRICT OF ARIZONA | |
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| 11 | NATHALIA GRISWOLD, et al., |) |
| | NATHALIA GRISWOLD, et 21, Plaintiffs, |)) NO. CIV 77-144 PHX CAM |
| 18 | |) JUDGMENT |
| 14 | vs. |) |
| 15 | JIM RILEY, et al., | |
| 16 | Defendants. |) |
| 17 | | the plaintiffs on February 28, |
| 18 | This case was filed by the plaintiffs on February 28, | |
| 19 | 1977, alleging violations of the Eighth and Fourteenth Amendments | |
| 20 | to the United States Constitution, 42 U.S.C. §1983, 42 U.S.C. | |
| 21 | \$6010 and 29 U.S.C. \$794. On April 5, 1978, this case was certi- | |
| 22 | fied by this Court as a valid class action, pursuant to the pro- | |
| 23 | visions of Rule 23 of the Federal Rules of Civil Procedure. | |
| 2 4 | This Court has jurisdic | ction pursuant to 28 U.S.C. |
| 25 | §§1331 and 1343. | |
| 26 | The defendants in this | action are Jim Riley, in his |
| 27 | conscity as Program Manager District 5 for the Division of Develop- | |
| 28 | mental Disabilities and Mental Retardation of the Department of | |
| _ | ("DES"), Brian Lensink, in his capacity as | |
| 29 | Assistant Director for the Division of Developmental Disabilities | |
| 80 | Assistant Director for Charles | Villiam S. Jamieson, Jr., in his |
| 81 | Assistant Annual Retardation of DES; William S. Jamieson, Jr., in his and Mental Retardation of DES; and Bruce Babbitt, in his capacity as | |
| 82 | 2 capacity as Director of 1005; and | |
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Governor of Arizona.

The class of plaintiffs are those persons who resided at the Training Program at Coolidge on or after February 28, 1977, up through the date this judgment is signed, regardless of where they might now, or in the future, reside.

On June 30, 1978, the parties to this cause entered into a stipulation to settle this case. This stipulation was amended by the parties on February 2, 1979.

9 Notice has been given to members of the class as re10 quired by Rule 23(e) of the Federal Rules of Civil Procedure,
11 pursuant to Order of this Court of May 33, 1978.

12 The Court has examined the stipulated Settlement entered 18 into between the parties and has now determined that such Settle-14 ment appropriately protects the rights of the members of the class 16 and is a fair and appropriate resolution of this case.

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Therefore, it is hereby,

ORDERED, ADJUDGED AND DECREED:

The Settlement entered into between the parties on
 ipii 2, 1979, which is attached hereto, is approved by
 the Court and is entered as a part of this Judgment as if fully
 set forth herein.

2. This Judgment shall be applicable to and binding
23 upon all parties, their successors, officers, agents and employees.

3. The parties shall report in writing to the Court
concerning the progress made in carrying out the provisions of
this Judgment and Settlement at such times as they may hereafter
agree or as further ordered by this Court.

4. The Panel, which is established pursuant to Addendum
M of the attached Stipulation, shall continue in existence for
at least three years unless sooner terminated by the Court after
notice and hearing.

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5. Jurisdiction is retained by this Court until further order or until such time as the Addenda to the Stipulation have been substantially complied with, at which time any of the parties may apply to the Court to have jurisdiction terminated. Any party may apply at any time for such further order as necessary or appropriate for the construction, implementation or enforcement of this Judgment.

6. All parties shall bear their own attorneys' fees and costs to the date of this Judgment.

1979. DONE IN OPEN COURT this Ý day of Nue ProTune Aun

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CARL A. MUECKE Judge of the District Court