


UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

JOHN R. VAN ORDEN, et al.,	)	
	)	
Plaintiffs,	)	
	)	
vs.	)	Case No. 4:09CV00971AGF
	)	
HAROLD MYERS, et al.,	)	
	)	
Defendants.	)	

**ORDER**

Upon consideration of the parties' Joint Response to Court Order,

**IT IS HEREBY ORDERED** that the parties' request for approval of the stipulated Notice of Class Action (Doc. No. 198-1) and the parties' proposed plan for distribution of the Notice of Class Action set forth in the Joint Response to Court Order (Doc. No. 198) is **GRANTED**. The approved Notice of Class Action (Doc. No. 198-1) is attached to this Order.

  
AUDREY G. FLEISSIG  
UNITED STATES DISTRICT JUDGE

Dated this 7th day of November, 2011.

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

JOHN R. VAN ORDEN, et al.,	)	
	)	
Plaintiffs,	)	
	)	
vs.	)	No. 4:09-cv-00971-AGF
	)	
HAROLD MYERS, et al.,	)	
	)	
Defendants.	)	

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**NOTICE OF CLASS ACTION**

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**PLEASE READ THIS NOTICE CAREFULLY AND IN ITS ENTIRETY**

**BASIC INFORMATION**

**1. Why did you get this notice?**

You were sent this Notice to inform you about the certification of a class action lawsuit, which may affect the rights of individuals in one, or both, of two classes. The “Treatment Class” includes persons who are, or will be, during the pendency of this action, residents of the Missouri Department of Mental Health’s Sexual Offender Rehabilitation and Treatment Services facility (“SORTS”) as a result of civil commitment. The “Charging Class” includes all persons who are, or will be, during the pendency of this action, residents, or former residents, of SORTS as a result of civil commitment and who have been, or will be, billed or charged for care, treatment, room, or board by SORTS, Southeast Missouri Mental Health Center, or Fulton State Hospital. This notice has been sent to you and other people who have been identified as members of the Charging Class, the Treatment Class, or both classes.

This Notice explains the lawsuit and tells you how to obtain more information.

**2. What is this lawsuit about?**

The Court in charge of the lawsuit is the United States District Court for the Eastern District of Missouri, and the case is known as *Van Orden v. Meyers*, No. 4:09CV00971AGF. The people who sued are called the Plaintiffs, and the people they sued are called the Defendants.

Plaintiffs filed this lawsuit on June 22, 2009. The Complaint has since been amended. Plaintiffs seek to prevent what they allege is the provision of inadequate treatment at SORTS and what they allege is the unlawful charging for care, treatment, room, and board at SORTS. The named Plaintiffs are individuals who have been, or are, civilly committed to SORTS. The Defendants are officials with the Missouri Department of Mental Health. The Defendants are responsible for administering the State of Missouri's programs for persons civilly committed to SORTS.

**3. Who is a class member?**

The Court has certified this lawsuit as a class action and decided that everyone who fits the description of the "Treatment Class" or the "Charging Class" is a Class Member. The classes are mandatory classes. You may not "opt out."

**4. What rights do class members have?**

If a settlement is proposed, class members will be notified. Class members will be given a chance to tell the Court whether they agree or disagree with a proposed settlement of some part of it. Currently, there is no proposed settlement.

**5. Who are the class members' lawyers in the case?**

The Court ordered that the following attorneys represent the Class members. These

lawyers are called "Class Counsel."

Richard B. Scherrer  
Winston E. Calvert  
Christopher LaRose  
ARMSTRONG TEASDALE, LLP  
7700 Forsyth Boulevard  
Suite 1800  
St. Louis, Missouri 63105

Anthony E. Rothert  
Grant R. Doty  
AMERICAN CIVIL LIBERTIES UNION OF EASTERN MISSOURI  
454 Whittier Street  
St. Louis, Missouri 63108.


Class members will not be charged for these lawyers' fees or expenses.

**6. How do you get more information about the case?**

A copy of the Fourth Amended Complaint, the Court's order on Defendants' Motion to Dismiss, and the Court's Order on Plaintiffs' Motion for Class Certification are attached.

If you have any questions of Plaintiffs' lawyers, then you may contact Christopher LaRose at (314) 621-5070 or Grant Doty at (314) 669-3422.

Dated: November 7, 2011.

  
AUDREY G. FLEISSIG  
UNITED STATES DISTRICT JUDGE