

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

<p>JOY EVANS, <i>et.al.</i>,</p> <p style="text-align: center;">Plaintiffs,</p> <p style="text-align: center;">&</p> <p>UNITED STATES OF AMERICA,</p> <p style="text-align: center;">Plaintiff-Intervenor,</p> <p style="text-align: center;">v.</p> <p>ADRIAN FENTY, <i>et al.</i>,</p> <p style="text-align: center;">Defendants.</p>	<p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p>	<p>Civil Action No. 76-cv-0293 (ESH)</p>
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ORDER

Pursuant to the “2010 Revision to the 2001 Plan for Compliance and Conclusion of *Evans v. Fenty*,”¹ (“2010 Plan”), the Special Master, Clarence J. Sundram, has submitted a report and recommendation regarding defendants’ certification of partial compliance with the goal dealing with restricted control procedures. (*See* Special Master’s Report and Recommendation Regarding Restricted Control Procedures, April 4, 2013 [ECF No. 1377].) Under the 2010 Plan, there are sixteen criteria for determining compliance with the Restricted Controls goal. (*Id.* at 2.)

On February 16, 2013, defendants filed a partial Certification of Compliance with the Special Master, asserting compliance with nine of the sixteen criteria (criteria (ii), (iv), (v), (vi), (vii), (ix), (x), (xii), and (xv)). (*Id.*) The Special Master recommends that the Court find that the

¹ The 2010 Plan was filed on July 13, 2010 [ECF No. 1200], and approved on August 10, 2010 [ECF No. 1204].

defendants are in compliance with eight of these nine criteria, but recommends that they resubmit the evidence of compliance for the informed consent requirement (criteria ix) along with their certification for the remaining criteria regarding restricted control procedures. (*Id.* at 3.) The parties had 30 days to file objections to the Special Master's report. No objections have been filed.

Accordingly, upon consideration of the Special Master's Report and Recommendation, the lack of any objections thereto, and the entire record herein, it is hereby

ORDERED that the Court **APPROVES AND ADOPTS** the Special Master's Report and Recommendation Regarding Restricted Control Procedures; and it is further

ORDERED that defendants have achieved compliance with criteria (ii), (iv), (v), (vi), (vii), (x), (xii), and (xv), eight of the sixteen criteria for achieving compliance with the goal regarding restricted control procedures.

/s/
ELLEN SEGAL HUVELLE
United States District Judge

Date: June 10, 2013