UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

JOY EVANS, et.al.,)
Plaintiffs,)
&)
UNITED STATES OF AMERICA,) Civil Action No. 76-cv-0293 (ESH)
Plaintiff-Intervenor,))
v.)
ADRIAN FENTY, et al.,)
Defendants.	,)
)

ORDER

Pursuant to the "2010 Revision to the 2001 Plan for Compliance and Conclusion of *Evans v. Fenty*," ("2010 Plan"), the Special Master, Clarence J. Sundram, has submitted a report and recommendation regarding defendants' certification of partial compliance with the goal relating to the provision of residential, vocational and day services. (*See* Special Master's Report and Recommendation Regarding Provision of Residential, Vocational and Day Services, April 19, 2013 [ECF No. 1380].) Under the 2010 Plan, there are six outcome criteria for determining compliance with this goal. (*Id.* at 1.) On February 1, 2013, defendants filed a partial Certification of Compliance with the Special Master, asserting compliance with four of the six criteria ((ii), (iii) (iv) and (v)). (*Id.*) After plaintiffs and the United States Department of

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

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Justice agreed that compliance has been achieved as to criteria (ii), (iii) and (v), but objected as

to criteria (iv), defendants withdrew the Certification of Compliance as to that criteria (iv).

The Special Master recommends that the Court find that the defendants are in compliance with

the remaining three criteria covered by defendants' certification of compliance. (Id. at 4.) 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 Provision of Residential, Vocational and Day Services; and it is

further

ORDERED that defendants have achieved compliance with criteria (ii), (iii), and (v),

three of the six criteria for achieving compliance with the goal regarding provision of residential,

vocational and day services.

ELLEN SEGAL HUVELLE

United States District Judge

Date: June 10, 2013

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