

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

HENRY HILL, JEMAL TIPTON, DAMION
TODD, BOBBY HINES, KEVIN BOYD,
BOSIE SMITH, JENNIFER PRUITT,
MATTHEW BENTLEY, KEITH MAXEY,
GIOVANNI CASPER, JEAN CAROLOS
CINTRON, NICOLE DUPURE and
DONTEZ TILLMAN,

HON.
Plaintiffs,

Case no. 10-cv-14568

MAG.

JOHN CORBETT O'MEARA
JUDGE R. STEVEN WHELAN

v.

RICK SNYDER, in his Official Capacity as
Governor of the State of Michigan, DANIEL H.
HEYNS, in his Official Capacity as Director,
Michigan Department of Corrections, and
TOMAS COMBS, in his Official Capacity
as Chair, Michigan Parole Board, jointly and
severally,
Defendants.

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**STIPULATION AND ORDER APPLYING THIS COURT'S PRIOR ORDER OF JULY 15,
2011, TO THE FEBRUARY 1, 2012 AMENDED COMPLAINT**

This Court, having entered an Order on July 15, 2011, which dismissed the Plaintiffs' Claims set forth under the Second and Third Causes of Action (Due Process) and the Fourth Cause of Action (Customary International Law), as well as dismissed Plaintiffs Henry Hill, Jemal Tipton, Damion Todd, Bobby Hines, Kevin Boyd, Bosie Smith, Jennifer Pruitt and Matthew Bentley, based on the statute of limitations;

Plaintiffs, having filed an amended complaint pursuant to a stipulation, which adds additional Plaintiffs within the statute of limitations and reasserts all claims for the purpose of preserving issues for appeal;

NOW, THEREFORE, The parties agree and stipulate that this Court's order of July 15, 2011, applies to the Amended Complaint, and results in a dismissal with prejudice of all claims by Plaintiffs Henry Hill, Jemal Tipton, Damion Todd, Bobby Hines, Kevin Boyd, Bosie Smith, Jennifer Pruitt and Matthew Bentley; and

The parties further agree and stipulate that this Court's order of July 15, 2011, applies to the Amended Complaint and results in a dismissal with prejudice of all Plaintiffs' Claims set forth under the Second and Third Causes of Action (Due Process) and the Fourth Cause of Action (Customary International Law).

/S/ Deborah Labelle

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DATED: February 7, 2012

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ORDER

This matter having come before this Court upon the Stipulation of the parties;

IT IS HEREBY ORDERED that Plaintiffs' claims are DISMISSED with prejudice, except for Plaintiffs Keith Maxey's, Giovanni Casper's, Jean Carlos Cintron's, Nicole Dupur's and Dontez Tillman's Eighth Amendment Claims, as set forth in the parties' Stipulation. The surviving Plaintiffs' Eighth Amendment claims will proceed in accord with the Court's Scheduling Order issued on January 25, 2012.

Date: February 21, 2012

s/John Corbett O'Meara
United States District Judge