

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION**

UNITED STATES OF AMERICA)	
)	Civil No.
Plaintiff,)	1:06-cv-00201-RLY-TAB
)	
vs.)	
)	AMENDED ORDER OF
)	CONDITIONAL DISMISSAL
THE STATE OF INDIANA, <u>et al.</u> ,)	
)	
Defendants.)	
)	
)	
)	
)	
)	

Plaintiff, the United States of America, and Defendants, the State of Indiana, et al., entered into a settlement agreement ("Settlement Agreement") in this case on February 8, 2006, to expire three (3) years from its effective date. On February 14, 2006, this Court signed an Order of Conditional Dismissal pursuant to Fed. R. Civ. P. 41(a)(2) ordering that: (1) this matter be placed on the Court's inactive docket; (2) this matter be dismissed with prejudice three (3) years from the date of filing or the State's earlier substantial compliance with the terms of the Settlement Agreement; and (3) jurisdiction be retained in the Court over the case until three (3) years have passed or an earlier final dismissal with prejudice is entered. Upon consideration of the Parties' Joint Motion to Amend the Order of Conditional Dismissal and for good cause shown;

IT IS HEREBY ORDERED that this case shall remain on this Court's inactive docket for a period of one year; this case shall be dismissed with prejudice on February 8, 2010 or the State's earlier substantial compliance with the Settlement Agreement; and this Court will retain jurisdiction over the case until February 8, 2010, or an earlier dismissal with prejudice is entered.

IT IS SO ORDERED 02/03/2009

Copies to:

Jacqueline Cuncannan
Trial Attorney
U.S. Department of Justice
Civil Rights Division
Special Litigation Section
950 Pennsylvania Ave, NW
Washington, DC 20530
jacqueline.cuncannan@usdoj.gov

Thomas D. Quigley
Deputy Attorney General
Special Counsel to the
Commissioner
302 West Washington Street
Indianapolis, IN 46204
Tquigley@idoc.in.gov