

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF LOUISIANA

FILED
U.S. DIST COURT
MIDDLE DIST. OF LA

2003 DEC 31 A 11:17

HAYES WILLIAMS, et al.)
Plaintiffs,)

SIGN _____
BY DEPUTY CLERK

v.)

Civ. No. 71-98-B

JOHN McKEITHEN, et al.)
Defendants,)

UNITED STATES OF AMERICA,)
Amicus Curiae.)

IN RE: JUVENILE FACILITIES)

Civ. No. CH 97-MS-001-B

IN RE: TALLULAH CORRECTIONAL)
CENTER FOR YOUTH)

Civ. No. CH 97-0665-B-M1

IN RE: JETSON CORRECTIONAL)
CENTER FOR YOUTH)

Civ. No. CH 97-0666-B-M1

IN RE: SWANSON CORRECTIONAL)
CENTER FOR YOUTH)

Civ. No. CH 97-0667-B-M1

IN RE: LOUISIANA TRAINING)
INSTITUTE - BRIDGE CITY)

Civ. No. CH 97-0668-B-M1

IN RE: JENA JUVENILE JUSTICE)
CENTER)

Civ. No. CH 98-0804-B-M1

BRIAN B., et al.)
Plaintiffs,)

Civ. No. 98-886-B-M1

v.)

RICHARD STALDER, et al.,)
Defendants.)

Date Docketed
DEC 31 2003
Notices Mailed To:

cnsl. 23
KC
SE
SR, BW

INITIALS DOCKET#
HAY 689

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|-------------------------------|---|----------------------|
| THE UNITED STATES OF AMERICA, |) | Civ. No. 98-947-B-1 |
| Plaintiff, |) | |
| |) | |
| v. |) | |
| |) | |
| THE STATE OF LOUISIANA, |) | |
| <u>et al.</u> , |) | |
| Defendants. |) | |
| _____ |) | |
| A.A., <u>et al.</u> , |) | |
| Plaintiffs, |) | Civ. No. 00-246-C-M1 |
| |) | |
| v. |) | |
| |) | |
| WACKENHUT CORRECTIONS CORP., |) | |
| <u>et al.</u> , |) | |
| Defendants. |) | |
| _____ |) | |

ORDER

Considering the record of these consolidated actions and the joint motion of the State of Louisiana ("State"), the United States Department of Justice ("DOJ") and the private plaintiffs in these consolidated actions:

IT IS ORDERED that all claims asserted in these actions relating to medical services at Louisiana's secure juvenile facilities are dismissed, with prejudice;

IT IS FURTHER ORDERED that all claims asserted in Civil Action Nos. 71-98-B, 97-MS-001-B, 97-0665-B-M1, 97-0668-B-M1, 98-947-B-1 involving Swanson Correctional Center for Youth-Madison Parish Unit and Bridge City Correctional Center for Youth are dismissed, with prejudice.

IT IS FURTHER ORDERED that the Court has reviewed the 2004 Settlement Agreement and preliminarily approves the Agreement for purposes of providing notice to the class under Rule 23 of the Federal Rules of Civil Procedure.

IT IS FURTHER ORDERED that the Louisiana Department of Public Safety and Corrections give notice of the 2004 Settlement Agreement to members of the Plaintiff class by posting a notice in places that are conspicuous to members of the class at all secure juvenile facilities within ten days of the entry of this order. The notice of settlement shall be in substantially the following form:

Notice to Members of Class
Hayes Williams v. McKeithen

Pursuant to order of the Honorable James Brady, Judge, United States District Court for the Middle District of Louisiana, notice is given under the Federal Rules of Civil Procedure that, in the matter entitled *Williams v. McKeithen* and all related and consolidated actions, a settlement agreement has been entered by Plaintiffs, the United States Department of Justice, and State Defendants (including the Louisiana Department of Public Safety and Corrections) regarding conditions and various practices at the secure juvenile facilities.

Copies of the Settlement Agreement will be made reasonably available to the juvenile population. Copies of the Settlement Agreement may be reviewed in the libraries of the secure juvenile facilities. Any objection to the proposed Settlement Agreement shall be submitted in writing to the Court at 777 Florida Street, Suite 369, Baton Rouge, Louisiana 70801 on or before Feb 5, 2004. ^{2:5:00 pm} If you have any questions about the Settlement Agreement, you may call the lawyers for the juveniles in secure care (the Juvenile Justice Project of Louisiana or the law firm of Nordyke & Denlinger). You should not call the Court.

IT IS FURTHER ORDERED that a hearing is noticed for MARCH 5, 2004 at 9:00 a.m. to address comments from members of the Plaintiff Class, but no hearing shall actually

be held unless the Court deems such a hearing to be necessary in order to address the issues raised in the comments.

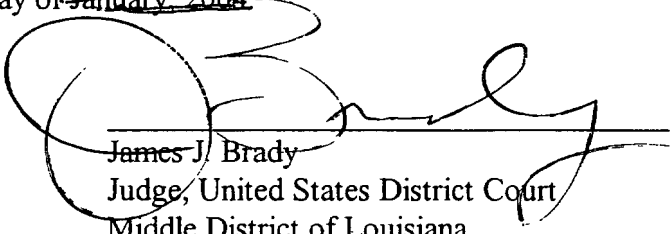
IT IS FURTHER ORDERED that records of individual juveniles (“records”) may be released to counsel for United States or Plaintiffs for use in monitoring the settlement agreement notwithstanding the provisions of any statutory provisions that might limit the disclosure of juvenile records; and that this order shall be treated as the equivalent of a signed release that might otherwise be necessary under Louisiana law in order for the Department of Public Safety and Corrections (“DPSC”) to release such records, subject to the provisions of this Court’s June 19, 2003 Order. Nothing in this order shall be construed as a waiver of, or ruling on, any other objection to introduction of documents into evidence in future proceedings that may be asserted on behalf of the DPSC or plaintiffs.

IT IS FURTHER ORDERED that records, information and data produced pursuant to this Settlement Agreement may be examined only by (i) the Court, (ii) the expert(s) selected pursuant to the Settlement Agreement, (iii) all counsel of record in this matter, (iv) staff and clerical personnel involved in the preparation and review of pleadings and reports for counsel of record, (v) those consultants retained by the parties identified in the Settlement Agreement or retained in connection with a decision to reopen the Lawsuits, and (vi) United States officials as necessary for the United States to carry out its law enforcement responsibilities. All counsel shall be responsible for assuring that the confidentiality of records, information and data produced to them pursuant to the Settlement Agreement is maintained by any consultants, staff and clerical personnel to whom the records may be revealed. Pleadings or other documents that contain identifying information (such as the name,

address, or social security number of any juvenile or any individual accused of any wrongdoing) shall be filed only under seal or in redacted form, using the individual's initials only.

IT IS FURTHER ORDERED that, in all other respects, these actions remain administratively closed.

Baton Rouge, Louisiana, this 31ST day of ~~January, 2004~~ ^{December, 2003}.



James J. Brady
Judge, United States District Court
Middle District of Louisiana