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IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

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U.S. DISTRICT COURT
SOUTHERN DIST. OHIO
EAST AND COLUMBUS

02 97-1966

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.)
)
 CITY OF STEUBENVILLE,)
 STEUBENVILLE POLICE DEPARTMENT,)
 STEUBENVILLE CITY MANAGER, in)
 his capacity as Director of)
 Public Safety, and STEUBENVILLE)
 CIVIL SERVICE COMMISSION,)
)
 Defendants.)
 _____)

CIVIL NO. _____

JUDGE SMITH

MAGISTRATE JUDGE KING

JOINT MOTION FOR ENTRY OF CONSENT DECREE

The United States, plaintiff, and the City of Steubenville, Steubenville Police Department, Steubenville City Manager (in his capacity as Director of Public Safety), and Steubenville Civil Service Commission, defendants, respectfully move this Court for entry of the consent decree filed simultaneously with this motion.

The United States has simultaneously filed its Complaint against the defendants, alleging that officers of the Steubenville Police Department have engaged in a pattern or practice of conduct that deprives persons of rights, privileges, or immunities secured and protected by the Constitution and the laws of the United States, and that the City of Steubenville, the Steubenville Police Department, and the Steubenville City Manager (in his capacity as Director of Public Safety) have caused and condoned this conduct through inadequate policies and failure to

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PN-OH-002-003


train, monitor, supervise, and discipline police officers, and to investigate alleged misconduct, all in violation of 42 U.S.C. § 14141. The defendants deny the allegations advanced by the United States.

After negotiations, the United States and the defendants have reached an agreement that resolves these claims. The Steubenville City Council by City Ordinance authorized the City's agreement. For the reasons stated in the Memorandum of Law in support of this Motion, and the accompanying declaration of James J. Fyfe, entry of the decree is lawful and appropriate. Therefore, the United States and the City hereby jointly move for entry of the Consent Decree.

Respectfully submitted:

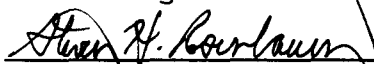
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PER TELEPHONE AUTHORITY 8-28-97

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