

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

JEROME DUVALL, *et al.*,

*

Plaintiffs,

*

v.

* Civil Action No. ELH-94-2541

LAWRENCE HOGAN, *et al.*,

*

Defendants.

*

PLAINTIFFS' RENEWED MOTION FOR ENFORCEMENT AND FURTHER RELIEF

In light of Defendants' chronic and substantial noncompliance with numerous provisions of the Settlement Agreement (ECF 541-2), and pursuant to the Court's inherent power, and its authority under Fed. R. Civ. P. 60(b) to modify the Settlement Agreement, Plaintiffs respectfully move this Court for an order granting the following relief:

1. That Defendants shall submit within 30 days a detailed plan, including timelines, for achieving compliance with each Provision of the Settlement Agreement for which they concede non-compliance in the Commissioner's Semi-Annual Compliance Report, dated February 28, 2020.
2. Following the submission of Defendants' plan, that the Court schedule an evidentiary hearing to receive evidence, including but not limited to testimony from the independent medical and mental health monitors, regarding the causes of Defendants' failure to make progress in achieving compliance with numerous provisions of the Settlement Agreement.
3. That the Court establish deadlines for Defendants to comply with the provisions of the Settlement Agreement, with a final deadline for full compliance of June 22, 2024.
4. That the Court extend the term of the Settlement Agreement for an additional two years – to June 22, 2024.

This motion is supported by the Memorandum in Support of Plaintiffs' Renewed Motion for Enforcement and Further Relief filed herewith.

Dated: November 20, 2020

/s/David C. Fathi
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