

STATE OF MAINE
KENNEBEC, ss.

SUPERIOR COURT
CIVIL ACTION
DOCKET NO. CV-89-88

PAUL BATES *et al.*,)
)
Plaintiffs)
)
v.)
)
DEPARTMENT OF HEALTH)
AND HUMAN SERVICES, *et al.*,)
)
Defendants)


ORDER ON
MOTION TO AMEND
STIPULATED ORDER

The defendants have filed a motion to amend Section II of the Stipulated Order of February 6, 1997, as previously amended by the court's Order of May 14, 2010. There being no objection to this motion by plaintiffs' counsel or the court master, and the proposed amendment being consistent with the purpose of the Consent Decree and Settlement Agreement,

IT IS HEREBY ORDERED that the court's Order of May 14, 2010 is abrogated, and Section II of the Stipulated Order of February 6, 1997 is deleted in its entirety and replaced with the following:

1. The defendants will review multiple sources of information on a regular basis in an effort to maintain a current list of class member addresses. The defendants will monitor the total number of unverified addresses for living class members, excluding from the calculation those class members approved by the court master for a no-contact list, and will report the results to the court master promptly if the number of unverified addresses exceeds 15%. The court master will then review the adequacy of the defendants' ongoing efforts to maintain current class member addresses, and will issue a recommendation under paragraph 298 of the Settlement Agreement for steps necessary to improve the accuracy of the address list, which recommendation may include a requirement to mail notices periodically to class members not in service to inform them of services that may be available to them in Maine.
2. Upon request, the defendants will make a list of class member addresses available to the court master, plaintiffs' counsel, and the court.

Dated: 12-10-14


Andrew M. Horton, Justice, Superior Court