STATE OF MAINE
KENNEBEC, ss.

SUPERIOR COURT
CIVIL ACTION
DOCKET NO. 89-88

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

The Defendants filed a motion to amend Paragraph 281 of the Settlement Agreement.

There being no objection to this motion by Plaintiffs' counsel or the Court Master, and finding that the proposed amendment is consistent with the purpose of the Consent Decree and Settlement Agreement,

IT IS HEREBY ORDERED that Paragraph 281 be replaced by the following:

281. Defendants shall be responsible for assuring that each class member public ward is provided all the benefits of this Agreement. On an annual basis, they shall document an annual reassessment on each class member public ward and make the documentation available to the Court Master and counsel for the Plaintiffs on request. Defendants shall provide a quarterly listing of class member public wards and their addresses to Plaintiffs' counsel. Defendants shall also provide ongoing notification to Plaintiffs' counsel of the following significant incidents: termination of guardianship; death of the ward in circumstances which raise the question of abuse or neglect; instances of substantiated abuse; neglect or serious injury to the ward; arrest, indictment or criminal conviction of the ward; and circumstances in which the ward is missing, requiring diligent search efforts.

Dated: October 30, 2009

Andrew M. Horton, Superior Court Justice