

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

James and Lorie Jensen, as parents, guardians and next friends of Bradley J. Jensen; James Brinker and Darren Allen, as parents, guardians and next friends of Thomas M. Allbrink; Elizabeth Jacobs, as parent, guardian and next friend of Jason R. Jacobs; and others similarly situated,

Civil No. 09-1775 (DWF/FLN)

Plaintiffs,

v.

ORDER

Minnesota Department of Human Services, an agency of the State of Minnesota; Director, Minnesota Extended Treatment Options, a program of the Minnesota Department of Human Services, an agency of the State of Minnesota; Clinical Director, the Minnesota Extended Treatment Options, a program of the Minnesota Department of Human Services, an agency of the State of Minnesota; Douglas Bratvold, individually, and as Director of the Minnesota Extended Treatment Options, a program of the Minnesota Department of Human Services, an agency of the State of Minnesota; Scott TenNapel, individually and as Clinical Director of the Minnesota Extended Treatment Options, a program of the Minnesota Department of Human Services, an agency of the State of Minnesota; and State of Minnesota,

Defendants.

Margaret Ann Santos, Esq., Mark R. Azman, Esq., and Shamus P. O'Meara, Esq.,
O'Meara Leer Wagner & Kohl, PA, counsel for Plaintiffs.

Steven H. Alpert and Scott H. Ikeda, Assistant Attorneys General, Minnesota Attorney General's Office, counsel for State Defendants.

Samuel D. Orbovich, Esq., and Christopher A. Stafford, Esq., Fredrikson & Byron, PA, counsel for Defendant Scott TenNapel.

Upon consideration of the Court Monitor's *Report to the Court: Timeliness of Vulnerable Adult Treatment Investigations* (Doc. No. 285), and noting that no objections have been filed to adoption of the Court Monitor's recommendation; and the Court finding that it is important to the safety and well-being of the beneficiaries of the orders of this Court that maltreatment investigations be timely and that the state statutory default for reports to be filed is sixty (60) days,

IT IS HEREBY ORDERED that:

1. The Minnesota Department of Human Services, within thirty (30) days of the date of this Order, shall advise the Court of actions it will take to improve timeliness of maltreatment investigation reports regarding beneficiaries of the orders of this Court, including, but not limited to, the *Olmstead* Plan.

2. The Court Monitor may thereafter comment or make recommendations regarding the Minnesota Department of Human Services' submission.

Dated: April 14, 2014

s/Donovan W. Frank
DONOVAN W. FRANK
United States District Judge