

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA
FOURTH DIVISION

Patricia Welsch, et al.,

Plaintiffs,

Civil No. 4-72-451

v.

ORDER

Sandra S. Gardebring, et al.,

Defendants.

Luther Granquist, Esq., Legal Advocacy for Persons with Developmental Disabilities, 222 Grain Exchange Building, 323 Fourth Avenue South, Minneapolis, Minnesota 55415, counsel for plaintiffs.

Maureen W. Bellis, Special Assistant Attorney General, Suite 200, 520 Lafayette Rd., St. Paul, Minnesota 55155, counsel for defendants.

This matter is before the Court on a motion to terminate the office of the monitor. The motion was brought by the defendant Commissioner of the Department of Human Services (hereinafter "the Department").

A Negotiated Settlement in this matter was approved by this Court in orders issued on July 31, 1987 and August 27, 1987. Pursuant to Part VIII of that Negotiated Settlement, Mr. Richard Cohen was to serve as the monitor until such time as legislation was enacted which created an external monitoring office with a director appointed by the governor. The parties have agreed that Minn. Laws 1988, ch. 543, satisfies the requirements of the Negotiated Settlement for establishment of an external monitoring office and that the position of the monitor should be terminated by order of this Court.

FILED

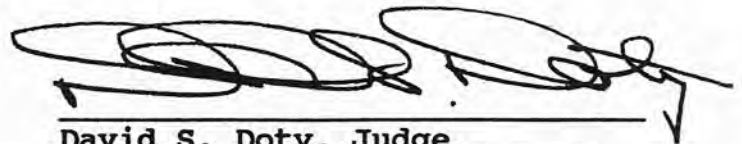
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Accordingly, based on the foregoing, and on all of the files, records, and proceedings herein:

IT IS HEREBY ORDERED that the motion of the Department of Human Services to terminate the office of the monitor effective July 31, 1988, is granted. It is further ordered that the Department continue to fund the office and pay for the personal compensation of the monitor until that time. In addition, it is ordered that all of the records and files pertaining to the operation of the monitor's office be transferred on or before that date to the Ombudsman for Mental Health and Mental Retardation and that furniture and equipment presently owned by the Office of the Monitor be likewise transferred on or before that date to the Ombudsman for Mental Health and Mental Retardation.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: June 10, 1988



David S. Doty, Judge
United States District Court