

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

BRIAN A., et al.	)	
	)	
Plaintiffs,	)	Civ. Act. No. 3:00-0445
	)	Judge Todd J. Campbell
v.	)	Magistrate Judge Joe B. Brown
	)	
BILL HASLAM, et al.	)	
	)	
Defendants.	)	

---

**\*\*\*\*\*STIPULATED ONE-TIME MODIFICATION OF SECTION XV.A OF THE  
OCTOBER 2012 MODIFIED SETTLEMENT AGREEMENT AND EXIT PLAN  
AND REQUEST FOR COURT APPROVAL**

---

On October 24, 2012, the Court approved the parties’ proposed October 2012 Modified Settlement Agreement and Exit Plan, Dkt. 444-1 (“October 2012 Exit Plan”), which provides in Section XV.A:

The [Technical Assistance Committee] shall continue in the role of independent Monitor that will evaluate, monitor and report on performance under the terms of this agreement until this Court’s jurisdiction terminates as described in Section XVIII.D. The TAC shall issue reports on performance under this agreement for the twelve-month period from January 1, 2010, through and including December 31, 2010, and for each six-month period thereafter. . . .

Dkt. 444-1 at 28.

The parties and the TAC agree that an extended reporting period will better allow the TAC to carry out the data analysis and reviews required to conduct a robust assessment of performance.

Accordingly, pursuant to Section XVII of the October 2012 Exit Plan providing for requested modification “on the consent of the parties,” the parties agree to, and request the Court to approve, the following:

The next TAC report on performance shall cover the twelve-month period from January 1, 2013 through and including December 31, 2013. The TAC shall issue reports for each six-month period thereafter, unless amended upon further Order of this Court.

DATED: September 16, 2013  
Nashville, TN

**APPROVED FOR ENTRY:**

**ATTORNEYS FOR PLAINTIFFS:**

/s/ Ira Lustbader  
MARCIA ROBINSON LOWRY (*pro hac vice*)  
IRA LUSTBADER (*pro hac vice*)  
MELISSA COHEN (*pro hac vice*)  
CHILDREN’S RIGHTS, INC.  
330 Seventh Avenue, 4th Floor  
New York, NY 10001  
(212) 683-2210

/s/ David L. Raybin  
DAVID L. RAYBIN (TN BPR #003385)  
HOLLINS, RAYBIN AND WEISSMAN P.C.  
Suite 2200, Fifth Third Center  
424 Church Street  
Nashville, TN 37219  
(615) 256-6666

JACQUELINE B. DIXON (TN BPR #012054)  
WEATHERLY, MCNALLY AND DIXON, P.L.C.  
Suite 2260  
424 Church Street  
Nashville, TN 37219  
(615) 986-3377

**OF COUNSEL FOR PLAINTIFFS:**

ROBERT LOUIS HUTTON (TN BPR #15496)  
GLANKLER BROWN, PLLC  
Suite 1700, One Commerce Square  
Memphis, TN 38103  
(901) 525-1322

WADE V. DAVIES (TN BPR #016052)  
RITCHIE, DILLARD AND DAVIES  
606 W. Main Street, Suite 300  
Knoxville, TN 37902  
(865) 637-0661

**ATTORNEYS FOR DEFENDANTS:**

/s/ Martha A. Campbell  
MARTHA A. CAMPBELL (TN BPR #014022)  
Deputy Attorney General  
General Civil Division  
P.O. Box 20207  
Nashville, TN 37243  
(615) 741-6420

/s/ Jonathan P. Lakey  
JONATHAN P. LAKEY (TN BPR #16788)  
PIETRANGELO COOK, PLC  
6410 Poplar Avenue, Suite 190  
Memphis, TN 38119  
(901) 685-2662

**SO ORDERED:**

  
\_\_\_\_\_  
HONORABLE TODD J. CAMPBELL, U.S.D.J.      DATE:

**CERTIFICATE OF SERVICE**

I, Melissa Cohen, hereby certify that, on September 16, 2013, a true and correct copy of this Proposed Stipulated One-Time Modification of Section XV.A of the October 2012 Modified Settlement Agreement and Exit Plan and Request for Court Approval in the case of *Brian A. v. Haslam* has been served on Defendants' counsel Martha A. Campbell, Deputy Attorney General, General Civil Division, P.O. Box 20207, Nashville, TN 37202, and Jonathan Lakey, Pietrangelo Cook, PLC, 6410 Poplar Avenue, Suite 190, Memphis, TN 38119, electronically by operation of the Court's electronic filing system.

DATED:                      September 16, 2013

/s/ Melissa Cohen \_\_\_\_\_  
Melissa Cohen