FILED
U.S. DISTRICT COURT
EASTERN DISTRICT ARKANSAS
NOV 1 2 1998
JAMES W. McCORMACK, CLERK
By: _____ DEP CLERK

IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF ARKANSAS
WESTERN DIVISION

UNITED STATES OF AMERICA, Plaintiff, v. STATE OF ARKANSAS DEPARTMENT OF CORRECTION, an Agency of the State of Arkansas; and LARRY B. NORRIS, in his official capacity as Director of the Arkansas Department of Correction; Defendants.	)	C.A. No. LR-C-95-543

ORDER

On October 8, 1998, this Court held a back-end fairness hearing in the above-styled action, at which time the Court made final determinations with respect to 311 of the 314 claimants who filed objections to the relief determinations agreed to by plaintiff United States and defendants State of Arkansas, et al. (the "parties"). The objections of three claimants - Sharon McGlothin, Carolyn Haller and Beatrice Ruff - were deferred pending the presentation of additional information by these three claimants and evidence and argument by the claimants and counsel for the parties.

On October 15, 1998, the Court issued an Order setting forth the Court's determination on relief with respect to 311 of the 314 claimants who filed objections. Attached to the Order are seven (7) lists containing the names of objectors according to

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the type of objection made. Paragraph 5 of the October 15, 1998 Order, which references claimants whose objections fall within Category 3 (claimants who objected based on a lack of vacancies or shortfall at the time of application), lists the names of six (6) claimants who the parties agreed presented objections that had merit and who should be granted relief. Inadvertently excluded from that number was a seventh claimant, Terri Grigsby, who counsel for the parties agreed at the October 8, 1998 hearing should be granted relief. Thus, while the October 15, 1998 Order correctly states that the objections of 132 of 139 claimants in this category were denied, seven (7) claimants, rather that six (6) claimants as was indicated in that Order, should be granted relief. These seven are: Rosie Benton, Claudette Denton, Tonya Ento, Cynthia Jackson, D'Juana Johnson, Gloria Collins and Terri Grigsby. Additionally, Paragraph 6 of the Order inadvertently states that the objections of 13 of 25 claimants in Category 4 (claimants who objected to the amount of backpay awarded to them) were denied. The number 13 is a typographical error; in fact, the objections of 23 of the objectors in this category were denied.

Therefore, upon joint motion of the parties and for good cause shown, IT IS ORDERED that Paragraph 5 of the October 15, 1998 Order is AMENDED to reflect that the objections of seven (7) claimants, including Terri Grigsby, who filed objections in

Category 3 were granted; and Paragraph 6 of the October 15, 1998 Order is AMENDED to reflect that 23 of 25 claimants who filed objections in Category 4 were denied. No substantive rights of any of the claimants who made objections are affected by these corrections of clerical errors.

With respect to the objections filed by Beatrice Ruff, Sandra McGlothin and Carolyn Haller, whose objections were not ruled upon at the October 8, 1998 hearing, after having considered the additional information and arguments submitted by these three claimants as well as evidence and argument of counsel for the parties, IT IS ORDERED that the objections of Beatrice Ruff, Sandra McGlothin and Carolyn Haller are DENIED.

Having reached a final judicial determination as to all claims for remedial relief filed pursuant to the terms of the June 19, 1997 Consent Decree, IT IS FURTHER ORDERED that the State shall distribute the backpay awards as provided for in the June 19, 1997 Consent Decree in accordance with the formula for determining backpay approved by this Court at the back-end fairness hearing on October 8, 1998.

Entered this 9th day of November, 1998.

THIS DOCUMENT ENTERED ON DOCKET SHEET IN COMPLIANCE WITH RULE 58 AND/OR 79(a) FRCP ON 11-16-98 BY [illegible]

Garrett Thomas Eisele
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT
Eastern District of Arkansas
U.S. Post Office & Court House
600 West Capitol, Suite 402
Little Rock, Arkansas 72201-3325

November 16, 1998

* * MAILING CERTIFICATE OF CLERK * *

Re: 4:95-cv-00543.

True and correct copies of the attached were mailed by the clerk to the following:

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James W. McCormack, Clerk

Date: 11-16-98

BY: G Bell