

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Civil Action No. 01-020-KAJ
	)	
THE STATE OF DELAWARE,	)	
DELAWARE DEPARTMENT OF	)	
PUBLIC SAFETY; and THE DELAWARE	)	
DIVISION OF STATE POLICE,	)	
	)	
Defendants.	)	

**STIPULATION**

For the following reasons, subject to the approval of the Court, the parties agree that the two priority hire Claimants listed on Exhibit A hereto (referred to as Priority Hire Claimants A and B), are eligible for priority hire pursuant to the terms of the Consent Decree approved and entered by this Court on September 22, 2005.

IT IS HEREBY STIPULATED AND AGREED as follows:

1. The Delaware State Police ("DSP") has completed the process of evaluating Claimants for priority hire pursuant to paragraph 13 of the Consent Decree. DSP determined that the following Claimants are eligible for priority hiring:

- |                      |                          |
|----------------------|--------------------------|
| Recruit Class No. 66 | Priority Hire Claimant A |
| Recruit Class No. 69 | Priority Hire Claimant B |

2. The United States agrees that Priority Hire Claimants A and B are eligible for priority hire. The United States' agreement with respect to Priority Hire Claimants A and B is not to be construed as an expression in any manner of the United States' position concerning

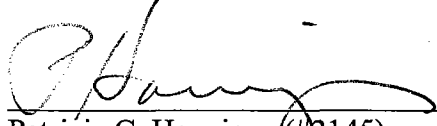
the disqualification of other priority hire Claimants or the validity of other priority hire Claimants' potential objections.

3. Paragraph 14 of the Consent Decree provides that "Defendants shall incorporate the Priority Hires into the first recruit class that commences after the Court rules on the Claimants' eligibility." The Consent Decree contemplates that the Court's ruling on the eligibility of priority hires will take place following the Fairness Hearing on Individual Relief. It is anticipated the Fairness Hearing on Individual Relief will be scheduled in May, 2006.

4. The next recruit class for DSP recruits commences on March 20, 2006. If Priority Hire Claimants A and B are not placed in the recruit class that commences on March 20, 2006, the next opportunity to place Priority Hire Claimants A and B in a recruit class will occur in the fall of 2006. DSP, Priority Hire Claimants A and B, and the United States prefer to place Priority Hire Claimants A and B in the March 20, 2006 recruit class, rather than requiring that they wait until the fall of 2006 to commence their careers as Troopers.

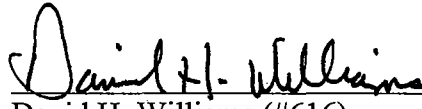
5. Ruling on the eligibility of Priority Hire Claimants A and B in advance of the Fairness Hearing will not prejudice any other priority hire Claimant or their right to object to their disqualification from the priority hire selection process. The maximum number of Claimants entitled to priority hire in Recruit Class No. 66 and Recruit Class No. 69 is two in each class. There is one priority hire Claimant who may challenge DSP's eligibility determination in Recruit Class No. 66, and one priority hire Claimant who may challenge DSP's eligibility determination in Recruit Class No. 69. In the event such challenges are successful, the limitations on the number of Claimants entitled to priority hire in Recruit Class Nos. 66 and 69 will not preclude the hiring of the challengers.

UNITED STATES DEPARTMENT  
OF JUSTICE



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Dated: March 9, 2006

IT IS SO ORDERED this \_\_\_ day of \_\_\_\_\_, 2006.

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The Honorable Kent A. Jordan