

1 Francis X. Hardiman Bar #140504
Margaret M. Cahill Bar #138231

Richard S. v. Dept. of Developmental Serv. of Cal.



MR-CA-004-003

2 HARDIMAN & CAHILL
3 Attorneys at Law
1560 Brookhollow
Suite 114
4 SANTA ANA, CALIFORNIA 92705
(714) 556-2233
Facsimile (714) 556-5223

5 Attorneys for: Richard S. et al.

6
7
8 UNITED STATES DISTRICT COURT
9 FOR THE CENTRAL DISTRICT OF CALIFORNIA

10
11 RICHARD S., CYNTHIA R., VALDINA)
R., and ROES 1 through 800,)
12 individually and on behalf of all)
those similarly situated by)
13 WILLIAM CABLE, M.D. as Guardian)
ad Litem)

CASE NO:

14 Plaintiffs,)

PROPOSED ORDER

15 vs.)

16 DEPARTMENT OF DEVELOPMENTAL)
SERVICES OF THE STATE OF)
17 CALIFORNIA, FAIRVIEW)
DEVELOPMENTAL CENTER, SOUTH)
18 COAST REGIONAL PROJECT, HARBOR)
REGIONAL CENTER, REGIONAL CENTER)
19 OF ORANGE COUNTY, SAN DIEGO)
REGIONAL CENTER, SOUTH CENTRAL)
20 LOS ANGELES REGIONAL CENTER,)
WESTSIDE REGIONAL CENTER, DENNIS)
21 G. AMUNDSON, as Director of the)
DEPARTMENT OF DEVELOPMENTAL)
22 SERVICES STATE OF CALIFORNIA,)
HUGH KOHLER, as Executive)
23 Director of FAIRVIEW)
DEVELOPMENTAL CENTER, LILIA TAN)
24 FIGUEROA, M.D., as Medical)
Director of FAIRVIEW)
25 DEVELOPMENTAL CENTER, DAWN)
LEMONDS as director of SOUTH)
26 COAST REGIONAL PROJECT, and Does)
1 through 500, inclusive,)

Date: March 20, 1997
Time: 10:00 a.m.
Place: Federal District
Court, Santa Ana, California

27 Defendants)
28

1 TO DEFENDANTS

2 YOU (AND EACH OF YOU) ARE HEREBY ORDERED TO SHOW CAUSE at

3 _____ on, _____ or as soon thereafter as
4 counsel may be heard in the courtroom of the Honorable _____

5 _____ located at _____ why you, your

6 (officers) agents, servants, employees and attorneys and those
7 in active concert or participation with you or them, should not
8 be restrained and enjoined pending trial of this action from:

9 Discharging or transferring from Fairview Developmental
10 Center to other California developmental centers or to non-
11 institutional placement any adult client who has no conservator
12 of the person, during the pendency of this action.

13 PENDING HEARING on the above Order to Show Cause, you, your
14 (officers) agents, servants, employees and attorneys and all
15 those in active concert or participation with you or them ARE
16 HEREBY RESTRAINED AND ENJOINED from:

17 Discharging or transferring from Fairview Developmental
18 Center to other California developmental centers or to non-
19 institutional placement any adult client who has no conservator
20 of the person, during the pendency of this action.

21 The above Temporary Restraining Order is effective on
22 Plaintiff's filing an undertaking in the sum of \$... This
23 Order to Show Cause and supporting papers must be served on
24 Defendants no later than _____ before the date set for
25 hearing, and proof of service shall be filed no later than _____
26 _____ court days before the hearing. Any
27 response or opposition to this Order to Show Cause must be filed
28 and personally served before the date set for hearing, and proof

1 of service shall be filed no later than _____
2 _____ court days before the hearing.

3 DATED: March _____, 1997

4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT JUDGE