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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

JOY EVANS, et al.,)
)
 Plaintiffs,)
)
 and)
)
 UNITED STATES OF AMERICA,)
)
 Plaintiff-Intervenor,)
)
 v.)
)
 ANTHONY WILLIAMS, et al.,)
)
 Defendants.)
 _____)

Civil Action No. 76-293 (ESH)

FILED

AUG 22 2002

NANCY MAYER WHITTINGTON, CLERK
U.S. DISTRICT COURT

SETTLEMENT AGREEMENT

Pursuant to Federal Rule Civil Procedure Rule 41(a), Plaintiffs hereby seek that the Court dismiss without prejudice Plaintiffs' Request for an Expedited Hearing Before the Special Master to Resolve Protection from Harm Issues and Motion for an Order for Defendants to Show Cause Why They Should Not be Held in Contempt filed on June 12, 2002. In that pleading, Plaintiffs sought immediate resolution of situations affecting class members William, Donnelly and Joyce and the class members residing in D Street, E Street and 5th Street as well, as systemic relief related to the class as a whole. In consideration of the Plaintiffs' voluntary dismissal, the Defendants shall provide to the Special Masters, the Court Monitor, the Plaintiffs and Plaintiff-Intervenor by September 9, 2002 a detailed schedule of the time frames and action steps for implementing any outstanding requirements in the 2001 *Evans* Plan for Compliance and

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Conclusion related to its Quality Assurance Program as described in section D (2) of the plan.

Further, Defendants shall:

1. Complete the actions and achieve the outcomes contained in the attached remedial plan (Attachment 1, *filed under seal*) for the class members identified therein within the time frames identified for each actions and outcome;

2. Conduct unannounced site visits at least one time a week for each class member and document the status of progress toward each required step and outcome identified in Attachment

1. The unannounced site visits will include, at a minimum, interviews with staff, observation of staff and the consumer, review of the records and other documentation and the implementation of all services;

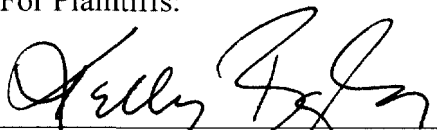
3. Monitor the remedial measures taken by the care providers relied upon to care for the eleven class members as identified in Attachment 1, provide feedback on issues/problems identified as a consequence of their monitoring and take appropriate corrective actions when necessary;

4. Provide to Plaintiffs, Plaintiff-Intervenor and the Court Monitor bi-weekly status reports on the progress of the Remedial Plan with supporting documentation from both the care provider and the Defendants.

The parties agree that this Court shall maintain jurisdiction over this Settlement Agreement.

Respectfully submitted the 19th day of August 2002,

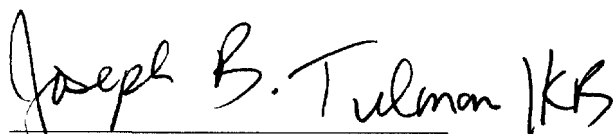
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CERTIFICATE OF SERVICE

I, Kelly Bagby, Esq., hereby certify that on the 19th day of August 2002, a copy of the foregoing Settlement Agreement was sent by first class mail, postage prepaid, to the following:

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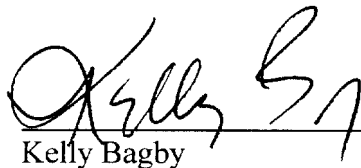
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ATTACHMENT 1

FILED UNDER SEAL

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