

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

| | | |
|---|---|-------------------------|
| UNITED STATES OF AMERICA, |) | |
| |) | |
| Plaintiff, |) | |
| |) | |
| PEOPLE INTERESTED IN EMBREEVILLE RESIDENTS, |) | Civil Action No. |
| |) | 93-CV-2094 |
| Plaintiff-Intervenors, |) | |
| |) | |
| v. |) | |
| |) | |
| COMMONWEALTH OF PENNSYLVANIA, ET AL., |) | |
| |) | |
| Defendants. |) | |
| |) | |
| HARRY NELSON, ET AL., |) | |
| |) | |
| Plaintiffs, |) | |
| |) | |
| v. |) | Class Action |
| |) | |
| ESTELLE RICHMAN, SECRETARY OF THE PENNSYLVANIA DEPARTMENT OF PUBLIC WELFARE, ET AL., |) | |
| |) | |
| Defendants. |) | |
| |) | |

**JOINT MOTION FOR TERMINATION OF STIPULATED AGREEMENT
AND DISMISSAL OF CASE**

All parties to this case jointly move this Court to terminate this action.

Pursuant to the parties' Stipulated Agreement, Exhibit ("Exh.") 1, ¶ 19, approved by this Court on March 21, 2000, the Independent Expert performed a review to determine Defendants' compliance with the Stipulated Agreement. The Defendants took action in response to that

review. On May 4, 2004, the Independent Expert completed a Special Report to the Parties Regarding Evaluation of Defendants' Actions in Response to the June 2002 Compliance Report, Exh. 2, and concluded that the Defendants are in compliance with the Stipulated Agreement. The parties agree with this finding.

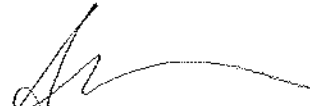
Therefore, pursuant to the Stipulated Agreement, ¶ 20.a., the parties jointly move that this Court terminate the Stipulated Agreement and dismiss this case. A proposed order is attached.

Respectfully submitted,

For the Plaintiffs


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For the Defendants



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Dated: 12/15/04

Def/DA

DD 2113

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Counsel for Nelson Plaintiffs

Dated: 10/18/04

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| ESTELLE RICHMAN, SECRETARY OF THE PENNSYLVANIA DEPARTMENT OF PUBLIC WELFARE, ET AL., |) | |
| |) | |
| Defendants. |) | |
| | | |

ORDER OF DISMISSAL

Pursuant to the Joint Motion for Termination of Stipulated Agreement and Dismissal of Case filed by the parties in the above captioned matter, the Stipulated Agreement entered on March 20, 2000 is hereby terminated. This case is dismissed with prejudice.

It is so Ordered this ___ day of _____, 2004.

Honorable Clarence C. Newcomer
United States District Judge