

FILED  
U.S. DISTRICT COURT  
DISTRICT OF MARYLAND

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND  
NORTHERN DIVISION  
JUL 19 P 2:08  
CLERK'S OFFICE  
AT BALTIMORE

UNITED STATES OF AMERICA, )  
 )  
 Plaintiff, )  
 )  
 vs. )  
 )  
 THE STATE OF MARYLAND, et al., )  
 )  
 Defendants )

Civil No. BY DEPUTY

JFM 05 CV1772

ORDER OF  
CONDITIONAL  
DISMISSAL

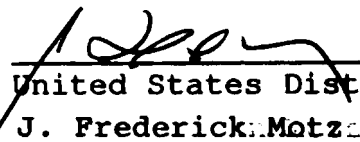
Plaintiff, the United States of America, and Defendants, the State of Maryland, et al., have determined that the interests of all concerned parties can best be served by entering into a Settlement Agreement for the implementation of needed improvements in the operation of the Cheltenham Youth Facility and the Charles H. Hickey Jr. School, two juvenile justice facilities operated by the Maryland Department of Juvenile Services. In recognition of these interests and to avoid adversarial litigation, the parties have entered into a Settlement Agreement, attached to their Joint Motion for Conditional Dismissal, to settle this matter and have moved this Court, pursuant to Fed. R. Civ. P. 41(a)(2) and L.R. 111, to (1) dismiss the complaint upon the passage of three (3) years from the date of its filing or the State's earlier substantial compliance with the terms of the

Settlement Agreement; (2) place the case on the Court's inactive docket; and (3) retain jurisdiction over the case until three (3) years have passed or an earlier final dismissal is entered. The parties acknowledge that their Settlement Agreement shall terminate definitively and unconditionally no later than three (3) years from its effective date.

Having reviewed the joint motion and for good cause shown;

IT IS HEREBY ORDERED that this case shall be placed on this Court's inactive docket; this case shall be dismissed upon the passage of three (3) years from the date of its filing or the State's earlier substantial compliance with the terms of the Settlement Agreement; and this Court will retain jurisdiction over the case until three (3) years have passed or an earlier final dismissal is entered.

DATED this 17<sup>th</sup> day of July 2005

  
United States District Judge  
J. Frederick Motz