



JI-PR-004-011

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF PUERTO RICO

THE UNITED STATES OF AMERICA

Plaintiff

vs.

THE COMMONWEALTH OF PUERTO RICO;

The Honorable PEDRO J. ROSSELLO, Governor of the Commonwealth of Puerto Rico, in his official capacity;

CIVIL 94-2080CCC

THE JUVENILE INSTITUTIONS ADMINISTRATION;

ZORAIDA BUXO, Secretary of the Department of Corrections and Rehabilitation, in her official capacity;

MIGUEL RIVERA, Director, Juvenile Institutions Administration, in his official capacity;

DR. CARMEN FELICIANO VDA. DE MELECIO, Secretary of Health, Department of Health, in her official capacity;

DR. NESTOR GALARZA, Director, Anti-Addiction Services Department, in his official capacity;

VICTOR FAJARDO, Secretary, Department of Education, in his official capacity;

PEDRO PIERLUISI, Secretary, Justice Department of the

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OPTIONAL FORM 38 (7-90)

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CIVIL 94-2080CCC

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Commonwealth of Puerto Rico, in
his official capacity;

CARMEN RODRIGUEZ, Secretary,
Department of Social Services,
in her official capacity;

DANIEL VAZQUEZ TORRES, Director
Humacao Detention Center, in
his official capacity;

EDGARD ORTIZ ALBINO, Director,
Mayaguez Industrial School, in
his official capacity;

NORMA CRUZ, Director, Ponce
Central Training School, in her
official capacity

FRANCISCA APONTE, Director, Ponce
Victoria Street Training Center,
in her official capacity;

PAULITO DIAZ DE GARCIA, Director,
Ponce Detention Center for Girls
and Ponce Industrial School for
Girls and Boys, in her official
capacity;

JULIO CUALIO BONET, Director,
Guaynabo Training School, in
his official capacity; and

LYDIA LASALLE, Acting Director,
Central Metropolitan Training
School of Bayamon, in her
official capacity;

Defendants

O R D E R

Having considered the United States' Motion to Enter Settlement Agreement as an Order of the Court and for a Finding of Compliance With the Prison Litigation Reform Act (**docket entry 21**), the Settlement Agreement submitted by the parties, and the Affidavit of Monitor Orlando L. Martínez, the Court FINDS:

(a) that the conditions at the juvenile detention and training facilities of the Commonwealth of Puerto Rico as described in the Affidavit of Monitor Martínez violate the Federal rights of the juveniles housed in those facilities, as alleged in the Second Amended Complaint filed by the United States on October 7, 1997 (**docket entry 23**)

(b) that the Settlement Agreement submitted by the parties comprehensively addresses all of the claims raised in the Second Amended Complaint, by providing appropriate remedial measures for each of those claims.

(c) that the relief provided by the Settlement Agreement is narrowly drawn, extends no further than necessary to correct the violation of the Federal rights, is the least intrusive means necessary to correct the violation of the Federal rights, and otherwise complies with the limitations on relief set forth in the Prison Litigation Reform Act, 18 U.S.C. §3626(a).

Accordingly, the Motion to Enter Settlement Agreement (**docket entry 21**) is GRANTED, and the Settlement Agreement filed by the parties is APPROVED. Judgment

shall be entered by separate order dismissing this case, although the Court shall retain jurisdiction of this action pursuant to §103 of the Settlement Agreement to insure that its plans and provisions are properly and timely implemented.

SO ORDERED

At San Juan, Puerto Rico, on December 11th, 1997.


CARMEN CONSUELO CEREZO
Chief, U.S. District Judge

s/c: I. MUNOZ
M. FERNANDEZ
L. DEL-VALLE
12/15/97 RUC