

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

Walter Barry, et al.,

Plaintiffs, Case No. 13-cv-13185
Hon. Judith E. Levy

v.

Nick Lyon, in his capacity as
Acting Director, Michigan
Department of Human Services,

Defendant.

_____ /

**ORDER REGARDING DEFENDANT'S COMPLIANCE WITH THE
COURT'S JANUARY 9, 2015 ORDER**

On March 24, 2015, the Court held a status conference with the parties regarding defendant's compliance with the Court's January 9, 2015 permanent injunction, and plaintiffs' proposed notice to be sent to class members. At the conference, defendant admitted to taking no steps to comply with the Court's injunction until February 26, 2015, nearly seven weeks after the injunction issued.

Pursuant to the discussions between the Court and the parties at the conference, it is ORDERED that:

(1) No later than **April 14, 2015**, defendant shall reinstate public assistance benefits, including benefits under the Food Assistance Program, Family Independence Program, State Disability Assistance Program, Child Development and Care Program, and Refugee Assistance Program, for households whose benefit applications were denied, or whose benefits were terminated, based on a criminal justice disqualification, on or after January 9, 2015. Defendant shall also pay benefits due as a result of reinstatement to those households for the period beginning on January 9, 2015.

(2) No later than **April 14, 2015**, defendant shall discontinue all reductions in public assistance benefits, including benefits under the Food Assistance Program, Family Independence Program, State Disability Assistance Program, Child Development and Care Program, and Refugee Assistance Program, to households whose benefits were reduced based on a criminal justice disqualification. This includes households whose benefits were initially reduced before January 9, 2015. Defendant shall also pay benefits due to those households as a result of the discontinuation of benefit reductions for the period beginning on January 9, 2015.

(3) No later than **April 21, 2015**, defendant shall provide plaintiffs and the Court with copies of all communications to DHS field staff regarding implementation of this Court's January 9, 2015 Order. Defendant shall also provide plaintiffs and the Court with a representative copy of any notice related to implementation of the Court's January 9, 2015 Order, including notices regarding reinstatement or payment of benefits, sent to benefit applicants or recipients.

(4) No later than **April 21, 2015**, defendant shall submit to the Court a written report detailing defendant's progress in complying with the Court's January 9, 2015 Order.

A separate order approving plaintiffs' Amended Proposed Notice to Class will be forthcoming.

IT IS SO ORDERED.

Dated: March 30, 2015
Ann Arbor, Michigan

s/Judith E. Levy
JUDITH E. LEVY
United States District Judge

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was served upon counsel of record and any unrepresented parties via the Court's ECF System to their respective email or First Class U.S. mail addresses disclosed on the Notice of Electronic Filing on March 30, 2015.

s/Felicia M. Moses
FELICIA M. MOSES
Case Manager