


UNITED STATES DISTRICT COURT
DISTRICT OF CONNECTICUT


STATE OF CONNECTICUT OFFICE OF	:	Civil Action No. 3:03CV1352 (RNC)
PROTECTION AND ADVOCACY	:	
FOR PERSONS WITH DISABILITIES;	:	
JAMES MCGAUGHEY, Executive	:	
Director, Office of Protection and	:	
Advocacy for Persons with Disabilities,	:	
	:	
Plaintiffs,	:	
	:	
v.	:	
	:	
WAYNE CHOINSKI, Warden,	:	
Northern Correctional Institution,	:	
in his official capacity;	:	
GIOVANNY GOMEZ, Warden,	:	
Garner Correctional Institution,	:	
in his official capacity; and	:	
THERESA C. LANTZ, Commissioner,	:	
Connecticut Department of Correction,	:	
in her official capacity;	:	
	:	
Defendants.	:	September 10, 2008

**AMENDMENT TO PARAGRAPH B.9. OF THE MARCH 8, 2004
SETTLEMENT AGREEMENT**

Paragraph B.9. of the Settlement Agreement, entitled "Observation" shall be amended to read as follows:

Any prisoner at NCI who remains on Observation for more than 72 hours shall be transferred on an emergency basis to GCI; provided, however, that this limit may be exceeded due to exigent circumstances, limited to cases where security concerns outweigh the therapeutic benefits of transfer. This determination shall be made jointly by the Warden of NCI and DOC's Director of Mental Health Services. Each inmate held beyond 72 hours shall receive such additional and meaningful services as may be necessary to hasten the resolution of the mental health concerns that lead to placement on Observation. Prisoners in Observation shall be treated in compliance with NCCHC standards governing use of restraints and seclusion.

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CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing has been mailed this 10th day of September, 2008, to the following counsel of record:

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