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18 | Attorneys for Plaintiffs

19 | IN THE UNITED STATES DISTRICT COURT  
 20 | DISTRICT OF MONTANA, BUTTE DIVISION

21 | \* \* \* \* \*

22   KAY MANY HORSES, et al.,	)	No. CV 93-37-BU-PGH
23	)	
24   Plaintiffs,	)	
25	)	
26   vs.	)	STIPULATION TO SUSPEND
27	)	PRETRIAL SCHEDULING ORDER.
28   MARC RACICOT, Governor, et al.)	)	
29	)	
30   Defendants.	)	

31 | \* \* \* \* \*

32 | Plaintiffs and Defendants, by and through their counsel of  
 33 | record, stipulate and agree to the suspension of the stipulation  
 34 | and pretrial scheduling order in this case dated August 30, 1994.

35 | 1. STIPULATION TO SUSPEND PRETRIAL SCHEDULING ORDER





1 | problems and substance abuse through chemical dependency and  
2 | related mental health counseling.

3 |       8. The Defendants agree to comply with the Americans with  
4 | Disabilities Act (ADA), to the extent it is applicable to a penal  
5 | institution, in the provision of access to programs and services to  
6 | prisoners housed at WCC.

7 |       9. The Defendants agree to maintain uniform procedures and  
8 | policies for the enforcement of prisoner discipline for women  
9 | housed in WCC.

10 |       10. The Defendants agree to maintain written confinement  
11 | policies and procedures for administrative segregation, protective  
12 | custody and maximum custody for women housed at WCC.

13 |       11. The Defendants agree to maintain policies and procedures  
14 | on the assignment of WCC women to pre-release centers.

15 |       12. The Defendants agree to permit Plaintiffs' experts to  
16 | evaluate all relevant programs and to tour all relevant facilities  
17 | within the WCC twelve (12) months after this agreement is entered  
18 | at Plaintiffs' expense.

19 |       13. In entering this agreement, Plaintiffs do not waive their  
20 | right to move to reopen discovery at any time upon a showing to the  
21 | Court of an emergency.

22 |       14. Parties agree to enter into negotiations to attempt to  
23 | settle any dispute prior to the filing of a motion to the Court to  
24 | reopen discovery.

25 |       15. In entering this agreement, the Defendants do not admit  
26 | any of the allegations of Plaintiffs' complaint and do not admit

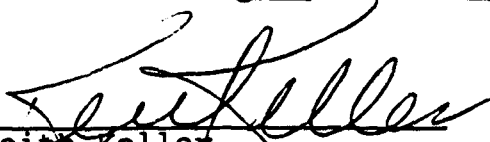
4.    STIPULATION TO SUSPEND PRETRIAL SCHEDULING ORDER

1 that any conditions at WCC are or ever have been constitutionally  
2 inadequate.

3 16. In entering this agreement, Plaintiffs do not waive their  
4 rights to seek additional relief from the Court upon the conclusion  
5 of the expert tours.

6 17. The Plaintiffs reserve their rights to seek attorneys'  
7 fees in this litigation and the Defendants reserve their rights to  
8 contest the same.

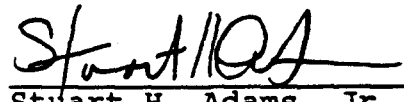
9 DATED this 22 day of November, 1994.

10  
11   
12 P. Keith Keller  
13 Jacqueline T. Lenmark  
14 KELLER, REYNOLDS, DRAKE,  
15 JOHNSON & GILLESPIE, P.C.  
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Attorneys for Plaintiffs

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ORDER

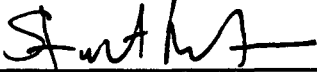
Plaintiffs' and Defendants Stipulation suspending the Pretrial Scheduling Order pursuant to Interim Agreement dated the \_\_\_\_ day of \_\_\_\_\_, 1994, IS SO ORDERED.

DONE AND DATED this \_\_\_\_ day of \_\_\_\_\_, 1994.

United States Magistrate Judge

CERTIFICATE OF SERVICE

This is to certify that the Parties' Stipulation to Suspend Pre-trial Scheduling Order was mailed first class, postage prepaid, on November 22, 1994 to the defendants' counsel, P. Keith Keller, Keller, Reynolds, Drake, Johnson & Gillespie, P.C., 38 South Last Chance Gulch, Helena, Montana 59601.

  
\_\_\_\_\_  
Stuart H. Adams, Jr.