

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION

INDIANA PROTECTION AND ADVOCACY	)	
SERVICES COMMISSION, <i>et al.</i> ,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	No. 1:08-cv-01317 TWP-MJD
	)	
COMMISSIONER, INDIANA DEPARTMENT	)	
OF CORRECTION,	)	
	)	
Defendant.	)	

Third Joint Status Report Following Effective Date of Private Settlement Agreement

The parties, by their counsel, as agreed to in paragraph 61(g) of their Private Settlement Agreement (“PSA”), file their status report.

1. Defendant’s counsel continues to provide relevant reports to plaintiffs’ counsel as requested. This includes, but is not limited to, medical records.
2. Plaintiffs’ counsel continue to receive complaints from prisoners who believe that they should be treated as class members and be placed in a mental health unit. As appropriate, plaintiffs’ counsel will make inquiries of defendant’s counsel as to specific prisoners’ concerns and defendant’s counsel is responsive to these inquiries.
3. Prisoners have continued to raise concerns, at both the mental health unit at New Castle Correctional Facility and at the Pendleton Treatment Unit, concerning not receiving the ten hours a week of treatment time provided for in the PSA. Defendant’s counsel has provided institutional records to plaintiffs’ counsel that concern this issue and at the current time the parties are discussing this issue,

4. The parties note in the last status report plaintiffs' counsel suggested the possibility of the parties jointly selecting an expert or experts to review the program instituted by the DOC, a possibility contemplated by the PSA. (¶ 65). This is still being discussed by the defendant and its contract medical provider.

5. The parties believe that both sides are continuing to work to ensure that the terms of the PSA are met.

WHEREFORE, the parties file their Joint Status report.

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