



JI-DE-001-006

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

JOHN A. and MARY B., et al.,)
)
Plaintiffs,)
)
v.)
)
MICHAEL N. CASTLE, et al.,)
)
Defendants.)

C.A. No. 90-200 (RRM)

FILED
MAR 25 3 50 PM '91
U.S. DISTRICT COURT
DISTRICT OF DELAWARE

STIPULATION FOR SETTLEMENT

This action was filed on May 1, 1990, alleging various deprivations of the constitutional rights of children in the operation of Ferris School and Bridge House. The defendants denied the allegations.

Upon stipulation, on May 19, 1992 this action was certified as a class action pursuant to Fed. R. Civ. P. 23(b)(1), to be maintained on behalf of two subclasses, defined as "all youth who are now or in the future will be confined to the Ferris School" and "all youth who are now or in the future will be confined to the New Castle County Detention Center". (D.I. 25.)

Negotiations then began toward a settlement. However, an impending trial date would have diverted the attention and energies of the parties and their counsel before negotiations could conclude and, accordingly, the action was dismissed without prejudice on May 3, 1993. (D.I. 36, as signed 5/3/93.)

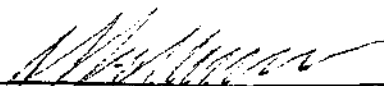
Upon joint motion when negotiations were complete, the action was restored to the active docket (D.I. 43), and the parties have now achieved a negotiated basis for resolution of this litigation, in full settlement of all claims, without admission of fault. (The "Settlement".) Their counsel, signing below, are authorized to settle and conclude this litigation on the following terms:

1. Settlement Agreement. The parties have negotiated the terms of a proposed Settlement Agreement respecting the further operation of Ferris School and the New Castle County Detention Center.

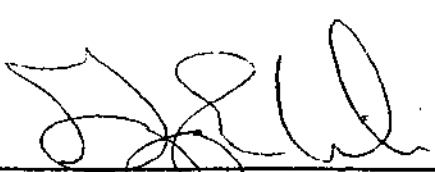
2. Attorney's fees and expenses. The Settlement Agreement does not resolve the issue of plaintiffs' claims for attorneys' fees and costs pursuant to 42 U.S.C. §1988. Plaintiffs reserve the right to present an application in that regard, in accordance with the Local District Rules and the Federal Rules of Civil Procedure.

3. Preliminary and final judicial approval. Promptly following the execution of this Stipulation, counsel shall jointly apply to the Court for entry of an Order (the "Hearing Order") granting preliminary approval of the proposed Settlement, setting the date and time for a final hearing to consider whether the proposed Settlement is fair, reasonable and adequate as a basis for compromising the claims of the plaintiff class, and approving a

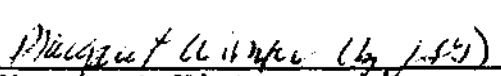
form of notice to the class thereon, in accordance with Fed. R.
Civ. P. 23(e).



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