

Danny O. v. Bowman



Jl-ID-001-005

FILED
U.S. DISTRICT COURT

1985 JUL 12 AM 10:23

DISTRICT OF IDAHO
JERRY L. CLAPP, CLERK

UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF IDAHO

DANNY O., DINO Z., LAURA L.,
THOMAS J., and RALPH W.,
by and through their
parents as next friends;
TONY T., by and through LYLE
SELLARDS as next friend; and
JOSE R.,

Plaintiffs,

vs.

ROSE BOWMAN, in her capacity as
Director of the Idaho Department
of Health and Welfare; ARCHIE
SERVICE, FRED E. MARINEAU,
MARVIN J. WITTMAN, DONNA L.
PARSONS, JOHN L. VAN ORMAN,
PAMELA J. BOWEN, and PATRICIA
SARRIUGARTE, in their capacities
as members of the Board of
Trustees of the State Youth
Services Center KURT C.
FRIEDENAUER, in his capacity as
Administrative Director of the
State Youth Services Center;

Defendants.

Civil No. 84-1272

JUDGMENT

This matter came on for trial on May 20, 1985 with the
Court sitting without a jury. Evidence was taken over an

eight day period. Counsel made closing arguments. The Court has entered formal Findings of Fact and Conclusions of Law.

IT IS THEREFORE ADJUDGED AND DECREED:

1. Declaratory judgment is entered declaring that the defendants have violated the constitutional guaranteed rights of the named plaintiffs and the plaintiff class as claimed in the first claim of the plaintiffs' first amended complaint.

2. The claims of the plaintiffs number Two through Nine, inclusive, of the first amended complaint are dismissed with prejudice.

3. Plaintiffs' request for prospective injunctive relief is denied.

4. Plaintiffs are awarded costs, fees and expenses in the sum of \$_____.


RAY McNICHOLS
UNITED STATES DISTRICT JUDGE