

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF OREGON

RODGER R. ANSTETT; STANLEY W.
BILINSKI; MICHAEL J. CATES;
KYLE A. GRAY; WALLACE H. GUIDO;
WILLIAM M. KENNEDY; STEVE M.
SACRE; TERRY J. STALEY; SCOTT L.
TEAGUE; LONNIE R. WOOLHISER; and
JERRY J. WRENN, all present or
former inmates of Oregon
correctional institutions,

Plaintiffs,

v.

STATE OF OREGON, by and through
the OREGON DEPARTMENT OF
CORRECTIONS (ODOC), et al.,

Defendants.

BROWN, Judge.

Civil No. 01-1619-BR

ORDER

Based on the stipulation of the parties pursuant to the terms
of their Release and Settlement Agreement (RSA) dated

April 6, 2004 (# 142), the parties' Stipulated Motion to Stay Proceedings (#143), and the parties' Stipulated Motion to Appoint Special Master (#144), the Court makes the following Order for purposes of future case management:

1. The Court **GRANTS** the Stipulated Motion to Stay Proceedings and stays this litigation as to all claims remaining after the stipulated dismissal of certain claims pursuant to the RSA.
2. The Court also **GRANTS** the Stipulated Motion to Appoint Special Master. The Honorable Donald C. Ashmanskas, Magistrate Judge, is hereby appointed to serve as Special Master pursuant to Fed. R. Civ. P 53(a) during the pendency of these proceedings.
3. For purposes of Phase One of the parties' RSA:
 - a. Commencing April 6, 2004, the Medical Review Panel (MRP) will begin its review of the Guidelines pursuant to the RSA. On completion of its review, and no later than June 7, 2004, the MRP shall issue a draft report to the parties.
 - b. No later than July 7, 2004, the parties shall submit to the MRP their brief, written comments concerning the draft report.
 - c. No later than August 10, 2004, the MRP shall issue

its final report.

4. For purposes of Phase Two of the parties' RSA:
 - a. On submission of its final report and, in any event, no later than August 10, 2004, the MRP shall commence an 18-month chart review pursuant to the RSA.
 - b. Within 18 months and, in any event, no later than February 10, 2006, the MRP shall issue its draft report to the parties for their review and comment.
 - c. No later than March 24, 2006, the parties shall submit to the MRP their brief, written comments concerning the draft report.
 - d. No later than May 22, 2006, the MRP shall issue its final report.

IT IS SO ORDERED.

DATED this 8th day of April, 2004, *nunc pro tunc* April 6, 2004.

/s/ Anna J. Brown

ANNA J. BROWN
United States District Judge