

IN THE UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF MISSISSIPPI  
JACKSON DIVISION

OLIVIA Y., *et al.*

PLAINTIFFS

v.

CIVIL ACTION NO. 3:04CV251 TSL-FKB

PHIL BRYANT, as Governor of the State of Mississippi, *et al.*

DEFENDANTS

**ORDER**

This matter came before the Court during the April 30, 2013 telephonic status hearing.

The Court rules, orders, and directs as follows:

1. By May 24, 2013, the parties will negotiate a schedule that sets forth specific tasks and deadlines, including which individual and/or entity is responsible for each task, to ensure that Defendants are able to expeditiously produce accurate and validated data reports as required by the Modified Mississippi Settlement Agreement and Reform Plan, entered on July 6, 2012 (Dkt. No. 571) (the "Schedule"). These negotiations will be conducted in consultation with the Court-appointed Monitor and the Monitor's retained experts. The Schedule and all its terms shall be enforceable by the Court.

2. By May 24, 2013, the parties will provide the Court with the Schedule for entry as a Court-enforceable Order. If the parties are unable to agree upon a Schedule, they will so inform the Court by no later than May 24, 2013.

3. In the event the parties are unable to agree upon a Schedule by May 24, 2013, the Court will confer with the Court-appointed Monitor and will enter an order setting a schedule as described in paragraph one above to accomplish the purposes and containing the terms described in paragraph one above.

So **ORDERED** this 9<sup>th</sup> day of May, 2013.

/s/Tom S. Lee

UNITED STATES DISTRICT JUDGE

SUBMITTED BY:

/s/ Miriam Ingber

Miriam Ingber (MBN 46823 *pro hac vice*)  
Marcia Robinson Lowry (MBN 43991 *pro hac vice*)  
Sarah Russo (MBN 46802 *pro hac vice*)  
CHILDREN'S RIGHTS  
330 7th Avenue, 4th Floor  
New York, New York 10001  
Telephone: (212) 683-2210

W. Wayne Drinkwater, Jr. (MBN 6193)  
BRADLEY ARANT ROSE & WHITE LLP  
188 East Capitol Street, Suite 450  
Jackson, Mississippi 39201  
Telephone: (601) 948-8000  
Facsimile: (601) 948-3000

Christian Carbone (MBN 43986 *pro hac vice*)  
John Piskora (MBN 4474 *pro hac vice*)  
LOEB & LOEB LLP  
345 Park Avenue  
New York, New York 10154  
Telephone: (212) 407-4000

John Lang (MBN 43987 *pro hac vice*)  
Attorney at Law  
60 East 42nd Street, Suite 4600  
New York, New York 10165

*PLAINTIFFS' COUNSEL*

/s/ Dewitt L. ("Rusty") Fortenberry, Jr.  
Dewitt L. ("Rusty") Fortenberry, Jr. (MSB #5435)  
Kenya Key Rachal (MSB # 99227)

Ashley Tullos Young (MSB # 101839)  
BAKER, DONELSON, BEARMAN, CALDWELL  
& BERKOWITZ, PC  
4268 I-55 North  
Meadowbrook Office Park  
P.O. Box 14167  
Jackson, Mississippi 39211  
Telephone: (601) 351-2400  
Facsimile: (601) 351-2424

Harold Pizzetta, III, Esq.  
Assistant Attorney General  
General Civil Division  
Carroll Gartin Justice Building  
430 High Street  
Jackson, MS 39201

*DEFENDANTS' COUNSEL*