

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA**

Case No. 13-21570-CIV-ZLOCH

UNITED STATES OF AMERICA

Plaintiff,

v.

MIAMI-DADE COUNTY;
MIAMI-DADE COUNTY BOARD OF
COUNTY COMMISSIONERS;
MIAMI-DADE COUNTY PUBLIC
HEALTH TRUST,

Defendants.

JOINT MOTION FOR ENTRY OF STIPULATED ORDER

This Court held status conferences in this case on October 21, 2014 and November 17, 2014, during which Plaintiff, United States of America, contended that Defendants are not in compliance with the Consent Agreement that was entered on May 22, 2013. *See* Final Order Approving and Entering Consent Decree and Dismissing Case without Prejudice [D.E. 9]. Defendants stipulate that they have not yet achieved full compliance with many of the provisions of the Consent Agreement despite the fact that the completion deadlines for these provisions have passed.

At Plaintiff's request, Defendants prepared a plan for coming into compliance with the provisions of the Consent Agreement with which they have not yet complied ("Compliance Plan") for filing with the Court. At the time of Plaintiff's request, Defendants had already started drafting a compliance document for their own use in ensuring that they would meet the requirements of the Consent Agreement going forward. The parties jointly move that this Court enter the proposed Stipulated Order, attached hereto as Exhibit 1, establishing the Compliance

Plan as an Order of the Court. The parties stipulate that the relief is compliant with the Prison Litigation Reform Act, 18 U.S.C. § 3626(a).

The United States has reviewed the Compliance Plan, attached hereto as Exhibit 2, and believes, at this point, that the entry of a Stipulated Order is the most expeditious route to moving Defendants towards full compliance with the Agreement. However, if Defendants fail to comply with the terms of the Compliance Plan, the United States reserves the right to seek appropriate sanctions from this Court pursuant to the Consent Agreement.

The parties recognize that the entry of the Stipulated Order will have no effect on the Court's ability during the Status Conference planned for January, 2015 to investigate Defendants' efforts to achieve compliance.

CONFERENCE SCHEDULING

During the Court's status conference held on November 17, 2014, the Court and the parties agreed that the next status conference would be held in January, 2015. To this end, the parties respectfully request a Court status conference with all parties on January 27, 2014 at 1:00 pm.

Respectfully submitted,

FOR THE UNITED STATES

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CERTIFICATE OF SERVICE

I hereby certify that on December 17, 2014, I electronically filed the foregoing document with the Clerk of Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record identified on the Service List below either via the ECF system or in another authorized manner for those counsel who do not receive Notices of Electronic Filing via the ECF system.

s/ REGINA JANSEN

Regina Jansen
Senior Trial Attorney

SERVICE LIST

United States of America v. Miami-Dade County
United States District Court, Southern District of Florida
Case No. 13-21570-Civ-Zloch

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