

# Motion for Immediate Relief

## Exhibit 1

**OLMSTEAD MONTHLY PROGRESS REPORT FY2009**

| Adult Mental Health |   | Jul-08 | Aug-08 | Sep-08 | Oct-08 | Nov-08 | Dec-08 | Jan-09 | Feb-09 | Mar-09 | Apr-09 | May-09 | Jun-09 | YEAR  |
|---------------------|---|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|-------|
| 1                   | Individuals admitted to state hospitals   | 1000   | 1088   | 1010   | 918    | 838    | 786    | 736    | 708    | 778    | 737    | 760    | 887    | 10246 |
| 2                   | Individuals placed on Olmstead List   | 70     | 20     | 18     | 19     | 16     | 24     | 30     | 23     | 19     | 29     | 33     | 16     | 317   |
| 3                   | Individuals removed from Olmstead List  | 8      | 10     | 12     | 6      | 4      | 5      | 7      | 5      | 8      | 8      | 3      | 16     | 92    |
| 4                   | Olmstead List readmissions  | 0      | 5      | 5      | 6      | 4      | 8      | 5      | 6      | 4      | 4      | 7      | 6      | 60    |
| 5                   | Individuals on state hospital census at end of month  | 751    | 736    | 715    | 694    | 661    | 630    | 630    | 609    | 631    | 616    | 585    | 651    | 642   |
| 6                   | Individuals on Olmstead List at end of month  | 54     | 56     | 46     | 54     | 44     | 40     | 46     | 56     | 49     | 51     | 67     | 54     | 51    |
| 7                   | Individuals discharged from state hospitals   | 994    | 1056   | 1071   | 949    | 820    | 855    | 704    | 724    | 789    | 750    | 759    | 876    | 10347 |
| 8                   | Individuals on Olmstead List discharged   | 18     | 13     | 9      | 10     | 18     | 21     | 13     | 16     | 7      | 14     | 18     | 18     | 175   |
| 9                   | Individuals on Olmstead List discharged to community services   | 18     | 13     | 9      | 10     | 18     | 21     | 13     | 16     | 7      | 14     | 18     | 18     | 175   |
| 10                  | Number of individuals on Olmstead List not receiving services by planned discharge date                     | 15     | 22     | 19     | 23     | 25     | 27     | 28     | 25     | 26     | 23     | 29     | 29     |       |
| 11                  | Average number of days waiting for community services   | 65     | 73     | 64     | 53     | 63     | 55     | 55     | 67     | 71     | 85     | 79     | 77     | 64    |
| 12                  | Median number of days waiting for community services  | 29     | 43     | 43     | 28     | 27     | 30     | 29     | 51     | 75     | 92     | 73     | 60     | 43    |
| 13                  | Number of individuals on Olmstead List waiting > 60 days past planned discharge date for community services | 6      | 10     | 7      | 7      | 9      | 8      | 10     | 12     | 15     | 15     | 17     | 16     |       |
| 14                  | Number of individuals on Olmstead List waiting > 90 days past planned discharge date for community services | 5      | 9      | 6      | 6      | 7      | 6      | 5      | 6      | 7      | 12     | 11     | 10     |       |
| 15                  | Number of persons >60 days and oppose community placement.  | 1      | 1      | 1      | 1      | 2      | 2      | 0      | 1      | 1      | 1      | 1      | 2      |       |
| 16                  | Number of persons >60 days who do not oppose community placement but are not clinically ready.              | 0      | 0      | 0      | 0      | 0      | 0      | 0      | 0      | 0      | 0      | 0      | 0      |       |

Yr Average

Yr Average

**CURRENT LEGAL STATUS CODES USED TO FILTER DATA**

|                                    |  |
|------------------------------------|--|
| 102 - MH VOL. CHILD. 12+           | 211 - MH BY PROB CT-EVALUATION         |
| 103 - MH VOL. SELF, 18+            | 214 - MH TRANS-EVAL TO INPATIENT       |
| 104 - MH VOL. PAR OR GUARD         | 215 - MH EVAL TO OUTPATIENT            |
| 209 - MH ADMIT EMER FACILITY       | 216 - MH TO VOLUNTARY FROM INVOLUNTARY |
| 210 - MH TRANS ER TO EVAL FACILITY | 227 - MH CONT HOSPITAL HEAR OFFICE     |

| OLMSTEAD MONTHLY PROGRESS REPORT FY2009 |   |        |        |        |        |        |        |        |        |        |        |        |        |     |            |
|---|---|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|-----|------------|
| Developmental Disabilities              |   | Jul-08 | Aug-08 | Sep-08 | Oct-08 | Nov-08 | Dec-08 | Jan-09 | Feb-09 | Mar-09 | Apr-09 | May-09 | Jun-09 |     |            |
| 1                                       | Individuals admitted to state hospitals   | 35     | 42     | 22     | 21     | 23     | 13     | 12     | 13     | 14     | 16     | 12     | 17     | 240 | Yr Total   |
| 2                                       | Individuals placed on Olmstead List   | 35     | 42     | 22     | 21     | 23     | 13     | 12     | 13     | 14     | 16     | 12     | 17     | 240 | Yr Total   |
| 3                                       | Individuals removed from Olmstead List  | 0      | 0      | 0      | 0      | 0      | 0      | 0      | 0      | 0      | 0      | 0      | 0      | 0   |            |
| 4                                       | Olmstead List readmissions  | 0      | 1      | 0      | 1      | 0      | 1      | 0      | 0      | 1      | 1      | 0      | 0      | 5   | Yr Total   |
| 5                                       | Individuals on state hospital census at end of month  | 1045   | 1030   | 1028   | 1024   | 1021   | 1011   | 998    | 986    | 962    | 948    | 929    | 923    | 992 | Yr Average |
| 6                                       | Individuals on Olmstead List at end of month  | 917    | 903    | 901    | 897    | 896    | 887    | 874    | 864    | 840    | 828    | 810    | 804    | 868 | Yr Average |
| 7                                       | Individuals discharged from state hospitals   | 43     | 47     | 32     | 26     | 26     | 24     | 28     | 26     | 39     | 32     | 28     | 30     | 381 | Yr Total   |
| 8                                       | Individuals on Olmstead List discharged   | 43     | 47     | 31     | 25     | 24     | 22     | 28     | 24     | 39     | 30     | 27     | 30     | 370 | Yr Total   |
| 9                                       | Individuals on Olmstead List discharged to community services   | 43     | 47     | 31     | 25     | 24     | 22     | 28     | 24     | 39     | 30     | 27     | 30     | 370 | Yr Total   |
| 10                                      | Number of individuals on Olmstead List not receiving services by planned discharge date                     | 0      | 0      | 1      | 1      | 3      | 4      | 6      | 8      | 16     | 30     | 51     | 54     | 15  | Yr Average |
| 11                                      | Average number of days on Olmstead List waiting for community services                                      | 0      | 0      | 25     | 25     | 29     | 24     | 22     | 21     | 19     | 26     | 30     | 34     | 21  | Yr Average |
| 12                                      | Median number of days on Olmstead List waiting for community services                                       | 0      | 0      | 180    | 180    | 141    | 89     | 89     | 81     | 23     | 39     | 42     | 43     |     |            |
| 13                                      | Number of individuals on Olmstead List waiting > 60 days past planned discharge date for community services | 0      | 0      | 1      | 1      | 2      | 2      | 3      | 4      | 5      | 11     | 15     | 18     |     |            |
| 14                                      | Number of individuals on Olmstead List waiting > 90 days past planned discharge date for community services | 0      | 0      | 1      | 1      | 2      | 2      | 3      | 4      | 4      | 8      | 9      | 11     |     |            |
| 15                                      | Number of persons who refuse community services.  |        |        |        |        |        |        |        |        |        |        |        |        |     |            |
| 16                                      | Number of persons on Transition List who discontinue community services.                                    | 0      | 0      | 0      | 0      | 0      | 0      | 0      | 0      | 0      | 0      | 0      | 0      |     |            |
| 17                                      | Number of persons who are on the Transition List last day of the month.                                     | 79     | 85     | 83     | 84     | 108    | 110    | 103    | 98     | 90     | 89     | 82     | 80     | 91  | Yr Average |
| 18                                      | Total added to the Transition List  | 81     | 13     | 5      | 5      | 30     | 4      | 3      | 3      | 4      | 8      | 3      | 11     | 170 | Yr Total   |
| 19                                      | Total dropped from the Transition List  |        |        | 0      | 0      | 0      | 0      | 0      | 0      |        |        |        |        |     |            |
| 20                                      | Total discharged from Transition List to community  | 2      | 6      | 8      | 4      | 5      | 2      | 10     | 8      | 12     | 9      | 10     | 13     | 89  | Yr Total   |
| 21                                      | Number of persons on Olmstead List who oppose leaving the hospital (not guardians).                         | 0      | 0      | 0      | 0      | 0      | 0      | 0      | 0      | 0      | 0      | 0      | 0      |     |            |

**CURRENT LEGAL STATUS CODES USED TO FILTER DATA**

- 101 - MR VOL.(NON-TEMP;CHILD)
- 112 - MR. ADM. AFTER HEARING
- 207 - MR INVOLUNTARY/NON-TEMP.
- 220 - MR ADM.AFTER HEAR-ADULT
- 233 - MR CONT HABIL.HEAR OFFICE**