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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X

UNITED STATES OF AMERICA,	:	
	:	<b>CONSENT DECREE</b>
Plaintiff,	:	
	:	
v.	:	21 Civ. <u>5853</u> ( <u>AT</u> )
	:	
JUJAMCYN THEATERS LLC,	:	
	:	
Defendant.	:	

-----X

WHEREAS, the United States of America (the “Government”) commenced this action to enforce provisions of Title III of the Americans with Disabilities Act of 1990 (“ADA”), 42 U.S.C. §§ 12181 *et seq.*, and the Department of Justice regulations implementing Title III of the ADA, 28 C.F.R. Pt. 36 (the “Regulations”), and the ADA Standards for Accessible Design, consisting of 28 C.F.R. Pt. 36, App. D (the “1991 Standards”); and Appendices B and D to 36 C.F.R. Pt. 1191 (2009), and the requirements contained in subpart D of 28 C.F.R. Pt. 36 (the “2010 Standards”), against Jujamcyn Theaters LLC (“Jujamcyn”) with respect to the following theaters:

(a) the Al Hirschfeld Theatre, opened in 1924 and located at 302 West 45th Street;

(b) the August Wilson Theatre, opened in 1925 and located at 245 West 52nd Street;

(c) the Eugene O'Neill Theatre, opened in 1925 and located at 230 West 49th Street;

(d) the St. James Theatre, opened in 1927 and located at 246 West 44th Street;

(e) the Walter Kerr Theatre, opened in 1921, renovated and reopened in 1990 and located at 219 West 48th Street;

all in New York, New York (collectively, the “Theaters,” and each individual theater being the “Theater”);

WHEREAS, the Theaters are owned by Jujamcyn, which is a limited liability company organized under the laws of Delaware and headquartered in New York;

WHEREAS, the Complaint in this action, filed on July 8, 2021 (the “Complaint”), alleges that Jujamcyn violated Title III of the ADA (a) by failing to remove architectural barriers to access at the Theaters where such barrier removal is readily achievable, or, where such barrier removal is not readily achievable, by failing to make goods and services at the Theaters available through readily achievable alternatives to barrier removal, *see* 42 U.S.C. § 12182(b)(2)(A)(iv)-(v), 28 C.F.R. § 36.304(a); and (b) by failing to have a reasonable number of wheelchair seating locations, companion seating locations, and designated aisle transfer seats that are dispersed throughout the seating areas, that are readily accessible to and usable by individuals with disabilities, *see* 28 C.F.R. § 36.308;

WHEREAS, the Complaint alleges that the Theaters are places of public accommodation within the meaning of 42 U.S.C. § 12181(7) because their operations affect commerce, and the Theaters are facilities that include a theater, bars that serve food or drink, and merchandise concession facilities, *see* 42 U.S.C. § 12181(7)(B), (C), (E), 42 U.S.C. § 12182; 28 C.F.R. § 36.104;

WHEREAS, Jujamcyn has cooperated fully with the Government's investigation and shall continue to work cooperatively with the Government to ensure accessibility at the Theaters as provided herein, and Jujamcyn has already voluntarily provided certain of the relief set forth in this Consent Decree in the course of the Government's investigation, including by removing certain architectural barriers to access, making certain services available to patrons with disabilities, establishing policies and procedures providing individuals with disabilities equal access to tickets, installing power automatic doors, retrofitting box offices, installing appropriate signage, creating wheelchair seating locations, companion seating locations and aisle transfer seats, constructing accessible retail and bar counters, providing accessible paths of travel, and providing modified restrooms, all in accordance with the agreed upon Exhibits 1A through 5A, 1B through 5B;

WHEREAS, Jujamcyn denies liability for any violation of Title III of the ADA with respect to the Theaters and enters into this Consent Decree without admitting any issue of fact or law; and

WHEREAS, the Government and Jujamcyn agree that settlement of these matters without further litigation is in the public interest and that the entry of this Consent Decree is an appropriate means of resolving these matters;

**NOW, THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED** as follows:

## **I. JURISDICTION AND VENUE**

1. This Court has jurisdiction over this action pursuant to 42 U.S.C. § 12188(b)(1)(B) and 42 U.S.C. §§ 1331 and 1345.

## **II. APPLICATION AND PARTIES BOUND**

2. This Consent Decree applies to, and is binding upon, the Government and Jujamcyn. This Consent Decree shall be binding on Jujamcyn, its agents and employees, and successors or assigns. The undersigned representative of Jujamcyn certifies that he is authorized by Jujamcyn to enter into and consent to the terms and conditions of the Consent Decree and to execute and legally bind Jujamcyn to it.

3. The Theaters are places of public accommodation within the meaning of 42 U.S.C. § 12181(7) because each one is a “theater, . . . or other place of exhibition or entertainment” within the meaning of 42 U.S.C. § 12181(7)(C) and 28 C.F.R. § 36.104. Jujamcyn operates a place of public accommodation as defined in 42 U.S.C. § 12181 and 28 C.F.R. § 36.104, and is thus also a public accommodation.

4. This Consent Decree shall apply solely to the theater facilities at the Theaters. Notwithstanding any term of this Consent Decree, specifically reserved and excluded from the scope and terms of this Consent Decree as to any entity or person, including the Government, is any claim arising under the ADA and the Regulations pertaining to the below or above-stage dressing and wardrobe room areas, including but not limited to the toilet facilities in these areas, and the routes to and connecting these areas, at each of the Theaters.

### **III. INJUNCTIVE RELIEF**

#### **A. ARCHITECTURAL MODIFICATIONS AND ACCOMMODATIONS**

5. Entrances: Jujamcyn shall provide automatic accessible entry doors on an accessible entrance route at the main entrance that meets the requirements of 2010 Standards §§ 206, 403, 404 in each Theater as and to the extent set forth in Exhibits 1A through 5A. Jujamcyn shall maintain the foregoing doors in good working order, ensure that they are in

operation every day a performance is scheduled, and repair any doors that are not in good working order within three (3) days. Jujamcyn shall provide signage in each Theater indicating the location of the automatic doors that meets the requirements of 2010 Standards § 216, 703 as and to the extent set forth in Exhibits 1A through 5A. Jujamcyn shall maintain the thresholds at the automatic doors to meet the requirements of 2010 Standards §§ 206, 303, 404 as and to the extent set forth Exhibits 1A through 5A. Jujamcyn shall maintain the door closers to meet the requirements of 2010 Standards § 404 as and to the extent set forth in Exhibits 1A through 5A. Jujamcyn shall provide signage that meets the requirements of 2010 Standards §§ 216, 703 at the exterior of all inaccessible designated public entrances indicating the location of accessible entrances as and to the extent set forth in Exhibits 1A through 5A. In addition, Jujamcyn shall maintain and/or alter the entrances to each specific Theater as and to the extent set forth in Exhibits 1A through 5A.

6. Restrooms: Jujamcyn shall (1) maintain and/or alter the unisex accessible restrooms and other restrooms in each specific Theater as and to the extent set forth in Exhibits 1A through 5A; (2) provide restroom accessibility information on its internet site for its theater patrons; and (3) maintain a wheelchair accessible unisex toilet room that meets the requirements of 2010 Standards §§ 213, 603-606, in each Theater as and to the extent set forth in Exhibits 1A through 5A. As to the Eugene O'Neill Theatre, Jujamcyn shall ensure that the accessible restroom in the Time Hotel is available to all patrons with disabilities one-half hour before each performance and throughout each performance. If the Time Hotel accessible restroom is no longer available to patrons of the Eugene O'Neill Theatre as specified above, Jujamcyn shall designate an alternative accessible restroom. Furthermore, Jujamcyn shall maintain the existing signage that directs patrons to speak with a Jujamcyn representative if they need an accessible

restroom.

7. Food and Beverage Service: For any food and beverage concessions that are available to the general public in each of the Theaters, Jujamcyn shall either (a) provide waiter service for wheelchair users at their designated accessible seating locations during intermissions (before the performance, a Jujamcyn representative shall ask wheelchair users at their designated accessible seating locations if any food or beverage is desired during intermission); or (b) provide concession facilities that meet the requirements of 2010 Standards §§ 227, 904 as and to the extent set forth in Exhibits 1A through 5A. In the event that Jujamcyn provides waiter service as described in the foregoing sentence, Jujamcyn shall issue, together with the ticket to wheelchair seating, a written notice informing wheelchair users of the availability of waiter service during intermissions. In addition, in the event that Jujamcyn provides waiter service, Jujamcyn shall (a) provide notice on its Internet site informing wheelchair users of the availability of waiter service during intermissions; and (b) provide signage in the box office lobby that complies with 2010 Standards §§ 216, 703 informing wheelchair users of the availability of waiter service during intermissions.

8. Ticket Windows: Jujamcyn shall provide one pass-through or writing counter at a maximum height of 36 inches at one of the ticket windows in each Theater, pursuant to 2010 Standards §§ 227, 904 as and to the extent set forth in Exhibits 1A through 5A.

9. Egress Route: Jujamcyn shall provide in each Theater a designated access route to the extent set forth in Exhibits 1A through 5A.

10. Protruding Objects: Jujamcyn shall remove protruding objects or maintain cane-detectable barriers for protruding objects as and to the extent set forth in Exhibits 1A through 5A.

11. Assistive Listening Systems: Jujamcyn shall provide and maintain Assistive Listening Systems (“ALS”) and receivers at each Theater for persons who are hard of hearing, pursuant to 28 C.F.R. § 36.303 and 2010 Standards §§ 219, 706 as and to the extent set forth in Exhibits 1A through 5A.

12. Signage: Jujamcyn shall provide and maintain Theater signage as and to the extent set forth in Exhibits 1A through 5A.

13. Alarm Systems: To the extent Jujamcyn installs or modifies its alarm systems, it shall install a visual alarm system in non-seating areas, pursuant to 2010 Standards §§ 215, 702.

**B. WHEELCHAIR AND COMPANION SEATING LOCATIONS**

14. Jujamcyn shall provide or install and maintain wheelchair and companion seating locations at the Theaters as and to the extent set forth in Exhibits 1B through 5B, in which all companion seating has been or will be located adjacent to, and shoulder to shoulder if on the same row with, the wheelchair seating locations to the extent readily achievable. Wheelchair seating locations that Jujamcyn is required to provide or install shall not be set on removable platforms, although Jujamcyn may install and maintain permanent platforms to ensure level wheelchair seating locations. If Jujamcyn installs and maintains such a platform, Jujamcyn shall ensure that the front edge of such platform is raised to prevent a wheelchair from rolling forward.

15. All wheelchair and companion seating locations that Jujamcyn is required to provide or install, as and to the extent set forth in Exhibits 1A through 5A, and Exhibits 1B through 5B, shall adjoin an accessible route and comply with 2010 Standards § 802 to the extent set forth in Exhibits 1A through 5A, and Exhibits 1B through 5B. It will be sufficient for Jujamcyn to provide a designated access route for each seating location that Jujamcyn is required

to provide or install pursuant to Exhibits 1A through 5A, and Exhibits 1B through 5B. Furthermore, if any wheelchair or companion seating location that Jujamcyn is required to provide or install, as and to the extent set forth in Exhibits 1A through 5A, and Exhibits 1B through 5B, will have a partially obstructed view or involve seating that protrudes into the aisle, Jujamcyn shall provide notice thereof to the purchaser at the point of sale.

16. Jujamcyn shall provide and maintain seats that are equipped with folding armrests (“designated aisle seats”) as and to the extent set forth in Exhibits 1A through 5A, and Exhibits 1B through 5B.

#### **C. ALTERATIONS**

17. Nothing in this Consent Decree shall prevent Jujamcyn from making alterations, as defined in 42 U.S.C. § 12183 and 28 C.F.R. § 36.402(b), or modifications to any Theater, in addition to those modifications required by the Consent Decree. Any alterations not contemplated by this Consent Decree shall be made in accordance with the 2010 Standards, and any amendments thereto, and shall be accessible to the “maximum extent feasible,” as defined by 28 C.F.R. § 36.402(a).

#### **D. TICKET POLICIES AND PRICING**

18. Methods of Purchase: Jujamcyn shall provide for the availability of tickets for wheelchair and companion seating locations and aisle transfer seating for all performances at the Theaters pursuant to 28 C.F.R. § 36.302(f). The parties, however, acknowledge and agree that (a) Jujamcyn shall direct ticket distribution platforms used for the sale of tickets at the Theaters that are not part of Ticketmaster (and its successors) or another distribution platform that is able to



meet the relevant requirements of the preceding sentence to provide individuals who specifically request wheelchair and/or companion seating on the basis of a disability with the contact information for Ticketmaster (and its successors) or another distribution platform that is able to fulfill this request or direct such individuals to purchase tickets at the applicable box office, and (b) Jujamcyn may, at its discretion, hold up to two (2) wheelchair locations per performance off sale to the public through and including the day of such performance in order to accommodate (i) individuals who win the right to purchase lottery seats on the date of or on a date close to such performance and who need wheelchair seating locations and/or (ii) individuals who communicate close to the time of the performance that they specifically need wheelchair seating locations. Jujamcyn shall permit wheelchair users to purchase up to three (3) companion seats for each performance (subject to availability). However, the price of only one (1) of the companion seats will be governed by the pricing provisions of Paragraph 20 of this Consent Decree. The additional companion seats, which shall be in proximity to the purchased wheelchair seating location (subject to availability), may be priced at the price of the tickets for standard-admission, non-accessible seats ("Standard-Admission Seats") in proximity to the wheelchair seating location.

19. Release of Seating Locations: Jujamcyn shall release tickets for wheelchair and companion seating locations and aisle transfer seating for all performances at the Theaters pursuant to 28 C.F.R. § 36.302(f).

20. Ticket Pricing: The ticket pricing for wheelchair and companion seating locations in each Theater shall be as follows: (a) at least half of the wheelchair seating locations and one (1) companion seat for each such wheelchair seating location shall be offered for sale to wheelchair users and their companions at the lowest ticket price at which tickets are offered for

sale for Standard-Admission Seats for the general public at the Theater; (b) the remaining wheelchair seating locations and one (1) companion seat for each such wheelchair seating location shall be offered for sale to wheelchair users and their companions at the price of the tickets for Standard-Admission Seats in proximity to the wheelchair seating locations; and (c) all aisle transfer seating locations shall be offered for sale to people with disabilities at the price at which adjacent seating locations in the same row are offered for sale for that performance.

**E. ADA COORDINATION AND PUBLICITY**

21. Jujamcyn shall publicize the availability, pricing, and locations of wheelchair seating, companion seating, and designated aisle seating in any Theater guides, seating charts and other materials related to seating published by Jujamcyn and on Jujamcyn's Internet site, and Jujamcyn shall direct Ticketmaster or its successors or assigns to comply with the requirements of Paragraphs 18 through 20 of this Consent Decree.

**F. COMPLIANCE**

22. Jujamcyn shall implement this Consent Decree as follows:

- a. On or before September 30, 2021, Jujamcyn shall comply with Paragraph 8, Paragraph 12 and Paragraph 16 of this Consent Decree with respect to each of the Theaters, and shall no later than October 31, 2021 submit to the Government a statement under penalty of perjury that it has complied with its obligations under Paragraph 8, Paragraph 12 and Paragraph 16 of this Consent Decree with respect to each of the Theaters.
- b. On or before September 30, 2021, Jujamcyn shall comply with Paragraph 14 and

Paragraph 15 of this Consent Decree with respect to the St. James Theatre, and shall no later than October 31, 2021 submit to the Government a statement under penalty of perjury that it has complied with its obligations under Paragraph 14 and Paragraph 15 of this Consent Decree with respect to the St. James Theatre.

- c. On or before December 31, 2021, Jujamcyn shall comply with Paragraph 14 and Paragraph 15 of this Consent Decree with respect to the Al Hirschfeld Theatre, the August Wilson Theatre, and the Walter Kerr Theatre, and shall no later than January 31, 2022 submit to the Government a statement under penalty of perjury that it has complied with its obligations under Paragraph 14 and Paragraph 15 of this Consent Decree with respect to the Al Hirschfeld Theatre, the August Wilson Theatre, and the Walter Kerr Theatre.
- d. On or before May 1, 2024, Jujamcyn shall comply with Paragraph 14 and Paragraph 15 of this Consent Decree with respect to the Eugene O'Neill Theatre, and shall no later than June 1, 2024 submit to the Government a statement under penalty of perjury that it has complied with its obligations under Paragraph 14 and Paragraph 15 of this Consent Decree with respect to the Eugene O'Neill Theatre; provided, however, that if the show running as of the Effective Date at the Eugene O'Neill Theatre is still running as of May 1, 2024, then Jujamcyn shall comply with Paragraph 14 and Paragraph 15 of this Consent Decree with respect to the Eugene O'Neill Theatre within ninety (90) days of such show completing its run, and shall no later than one hundred twenty (120) days of such show completing its run submit to the Government a statement under penalty of perjury that it has complied with its obligations under Paragraph 14 and Paragraph 15 of this

Consent Decree with respect to the Eugene O'Neill Theatre.

- e. On or before February 1, 2022, Jujamcyn shall comply with Paragraphs 5, 6, 7, 9, 10, 11, and 13 of this Consent Decree with respect to each of the Theaters, and shall no later than March 1, 2022 submit to the Government a statement under penalty of perjury that it has complied with its obligations under Paragraphs 5, 6, 7, 9, 10, 11 and 13 of this Consent Decree with respect to each of the Theaters.
- f. Jujamcyn shall comply with Paragraphs 18, 19, 20 and 21 of this Consent Decree with respect to existing wheelchair seating locations, existing companion seating locations and existing aisle transfer locations at each of the Theaters upon the Effective Date of this Consent Decree. In addition, Jujamcyn shall comply with Paragraphs 18, 19, 20 and 21 with respect to the additional seating locations contemplated in the Exhibits as and when that seating is made available to the public (or, for new seating, from and after the next buildout of the block of tickets that includes that seating).
- g. Jujamcyn shall comply with all remaining Paragraphs upon the Effective Date of this Consent Decree.
- h. In the event that Jujamcyn is prohibited from implementing this Consent Decree at a particular Theater due to contractual obligations with a show running as of the Effective Date, Jujamcyn shall implement this Consent Decree at that Theater within ninety (90) days of such show completing its run. In addition, each of the timeframes and deadlines specified in this Paragraph 22 is subject to extension as reasonably necessary if Jujamcyn is delayed or otherwise prevented from completing the applicable modifications therein or thereby due to force majeure

or other circumstances outside of Jujamcyn's control.

#### **IV. RIGHT TO REVIEW COMPLIANCE**

23. Upon reasonable advance notice to Jujamcyn, Jujamcyn shall permit the Government and any person acting on its behalf reasonable access to the Theaters to review compliance with this Consent Decree. If the Government finds that Jujamcyn has violated this Consent Decree, the United States will notify Jujamcyn in writing and seek to resolve the matter without judicial intervention before applying to the Court for relief. Jujamcyn shall provide to the Government on July 31, 2022, January 31, 2023, and July 31, 2023 a report on the number of wheelchair, aisle transfer, and companion seating locations sold (through Ticketmaster or its successor or assigns), specifying the dates such locations were sold, and the extent to which accessible seats were released to the general public pursuant to this Consent Decree.

#### **V. CIVIL PENALTY**

24. Pursuant to 42 U.S.C. § 12188(b)(2)(C)(i), Jujamcyn shall within thirty (30) days of entry of this Consent Decree pay to the Government a civil penalty in the amount of \$40,000, pursuant to instructions to be provided by undersigned counsel for the Government.

#### **VI. MISCELLANEOUS PROVISIONS**

25. Nothing contained in this Consent Decree is intended or shall be construed as a waiver by the Government of any right to institute any proceeding or action against Jujamcyn for violations of any statutes, rules or regulations administered by the Government, or to prevent or limit the rights of the Government to obtain relief under the ADA, or any other federal statutes or regulations, or on account of any violation of this Consent Decree or any other provision of law.

However, subject to Jujamcyn's full compliance with the Consent Decree, the Government will not file a subsequent complaint against Jujamcyn pursuant to Title III of the ADA concerning the Theaters covered by this Consent Decree for the same violations identified in the Complaint herein, unless Jujamcyn fails to make modifications in compliance with this Consent Decree. In the event that Jujamcyn makes alterations that affect the location of wheelchair seating locations, Jujamcyn shall provide advance notice to the Government and Jujamcyn shall make any alterations consistent with Title III of the ADA.

26. This Consent Decree is a compromise of claims between the Government and Jujamcyn. It is based on the unique nature of these particular facilities and its provisions are not necessarily applicable to any other entities or facilities.

27. There shall be no modification of this Consent Decree without the written consent of the Government and Jujamcyn, and the approval of the Court, except that the parties may modify the specific accessibility improvements set forth in Exhibits 1A through 5A, and 1B through 5B, by mutual written consent without requiring a Court order.

28. This Consent Decree represents the entire agreement between the Government and Jujamcyn. No prior agreements, oral representations, or statements shall be considered part of this Consent Decree.

29. This Court shall retain jurisdiction of this action until June 1, 2024, subject to paragraph 22, to enforce or modify the provisions of this Consent Decree, to resolve any dispute that arises under this Consent Decree, and to entertain any application and issue any orders (including, without limitation, orders directing the modification of policies, practices, and procedures, and orders requiring the removal of barriers to access) as may be necessary or appropriate for the effectuation of its terms. The parties shall discuss and attempt to negotiate a

resolution of any dispute relating to the interpretation of this Consent Decree before bringing the matter to the Court's attention for resolution.

30. This Consent Decree may be executed in counterparts, each of which shall be an original and all of which, together, shall constitute one and the same instrument.

31. Exhibits 1A through 5A and 1B through 5B to this Consent Decree are incorporated by reference into this Consent Decree and the terms set forth in those exhibits are part of this Consent Decree as though fully set forth in the Consent Decree.

32. The Effective Date of this Consent Decree is the date that it is entered on the docket.

#### **VII. COSTS AND ATTORNEY'S FEES**

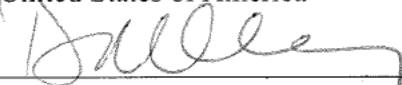
33. Each party shall bear its own costs and attorney's fees in this action.

THE PARTIES HEREBY CONSENT to entry of the foregoing Consent Decree:

Dated: New York, New York  
July 6, 2021

AUDREY STRAUSS  
United States Attorney for the  
Southern District of New York  
Attorney for Plaintiff  
United States of America

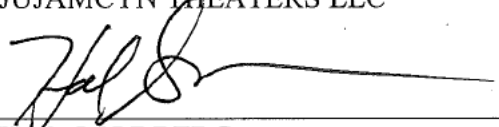
By:

  
\_\_\_\_\_  
DAVID J. KENNEDY  
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New York, New York 10007  
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[david.kennedy2@usdoj.gov](mailto:david.kennedy2@usdoj.gov)

Dated: New York, New York  
July 6, 2021

JUJAMCYN THEATERS LLC

By:

  
\_\_\_\_\_  
HAL GOLDBERG  
Chief Operating Officer  
Jujamcyn Theaters LLC  
246 W 44th Street  
New York, New York 10036  
Tel. No.: (212) 840-8181

SO ORDERED.

Dated: July 12, 2021  
New York, New York

  
\_\_\_\_\_  
ANALISA TORRES  
United States District Judge



**Exh. 1A Architectural Modifications to Al Hirschfeld Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
1	The counter must have a 36"-wide portion that is no higher than 36". 1991 Standards 4.1.6(1)(b), 7.2(1).	In the vestibule, the entire ticket counter is 42 1/2" above the floor.	227.3, 904.4	Juamcyn shall install a pass-through door with a tray, the base of which is at a compliant height and consistent with the pass-through door with a tray installed at the Eugene O'Neill Theatre.
2	The counter must have a 36"-wide portion that is no higher than 36". 1991 Standards 4.1.6(1)(b), 7.2(1).	In the lobby, the entire merchandise counter is 42 3/4" above the floor.	227.3, 904.4	For the merchandise vendor at the theatre as of the Effective Date of the Consent Decree, no changes need to be made to the existing merchandise counter in the lobby, but the vendor shall assist customers by directly handing merchandise items to customers who wish to examine them but cannot reach the counter, and by using point of sales devices that do not require a customer to conduct sales transactions on the top of the merchandise counter  (e.g., vendor can take customer's credit card, swipe or insert card in the POS device without the need for customer to punch in a PIN number and directly return card to customer). Before the first performance of the next production to be booked, Juamcyn shall require the merchandise vendor to use a compliant counter.
3	The counter must have a 36"-wide portion that is no higher than 36". 1991 Standards 4.1.6(1)(b), 7.2(1).	In the lobby, the bar counter is 34 1/2" wide and 42" above the floor.	227.3, 904.4	Juamcyn shall maintain a bar counter in the lobby no more than 36" in height and 34 1/2" wide.
4	Objects may not protrude into the circulation path by more than 4" if the underside is more than 27" but less than 80" above the floor. 1991 Standards 4.1.6(1)(b), 4.1.3(2), 4.4.1.	In the Mezzanine Lobby, the underside of wall light fixtures are about 69" above the floor and project about 7" into the circulation path.	204.1, 307.2	Juamcyn shall adjust certain of the wall light fixtures so they do not protrude more than 4". For the remaining wall light fixtures, Juamcyn shall provide a rail approximately 2 feet high in front of the protruding fixtures.

**Exh. 1A Architectural Modifications to Al Hirschfeld Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
5	Controls for the drinking fountain must be within reach. A side reach over an obstruction that is no more than 34" tall and no more than 24" deep may be used. Therefore, the controls must be within 46" of the floor. 1991 Standards 4.1.6(1)(b), 4.1.3(13), 4.27.3.	The cup dispenser at the drinking fountain in the theatre is mounted above a trash can that is less than 34" tall. It is 53" above the floor.	205, 309.3	Juamcyn shall maintain the cup dispenser at a compliant height.
6	Fixed assembly seating is provided. Therefore, accessible wheelchair spaces must be provided. 1991 Standards 4.1.6(1)(b), 4.1.3(19)(a). Wheelchair seating locations must be dispersed to provide people with physical disabilities a choice of comparable lines of sight. Therefore, wheelchair spaces must be dispersed horizontally. 1991 Standards 4.1.6(1)(b), 4.1.3(19)(a), 4.33.3. Only 6 locations were provided.	There are 1458 fixed assembly seats. Under 2010 Standards 221.2, 13 accessible wheelchair seating locations must be provided.	221.2, 221.2, 221.2.3.2	Juamcyn shall provide accessible wheelchair seating as set forth in Exhibit 1B, shall sell tickets for such seating as set forth in the Consent Decree, and will update the seating chart in the box office and on its website to notify patrons where such seats are located.
7	Sight lines from the seating in the main seating areas are not comparable to the sight lines from the seating in the mezzanine. Therefore, wheelchair spaces must be provided in the mezzanine and balcony. 1991 Standards 4.1.6(1)(b), 4.1.3(19)(a), 4.33.3.	No wheelchair spaces are provided in the mezzanine or balcony. The mezzanine is not on an accessible route and does not have accessible concessions or bar.		The mezzanine and balcony cannot be made accessible to people who use a wheelchair for mobility. Juamcyn shall provide a compliant bar counter in the mezzanine. For the merchandise vendor at the theatre as of the Effective Date of the Consent Decree, no changes need to be made to the existing merchandise counter in the mezzanine level, but vendor shall assist customers by directly handing merchandise items to customers who wish to examine them but cannot reach the counter, and by using point of sales devices that do not require

**Exh. 1A Architectural Modifications to Al Hirschfeld Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
				a customer to conduct sales transactions on the top of the merchandise counter (e.g., vendor can take customer's credit card, swipe or insert card in the POS device without the need for customer to punch in a PIN number and directly return card to customer). Before the first performance of the next production to be booked, Jujamcyn shall require the merchandise vendor to use a compliant counter.
8	Fixed assembly seating is provided. Therefore, 5% of the fixed aisle seats must be aisle seats with no armrests on the aisle side, or have removable or folding armrests on the aisle side. These seats must be dispersed among all seating categories.  Signage notifying patrons of the availability of such seats must be posted at the ticket office. 2010 Standards 221.4. Only 4 locations were provided.	At least 5 percent of the total number of aisle seats must have removable armrests. 2010 Standards 221.4. There are 226 aisle seats.  Accordingly, 12 aisle seating locations must be provided.	221.4	Jujamcyn shall provide accessible aisle transfer seating as set forth in Exhibit 1B, shall sell tickets for such seating as set forth in the Consent Decree, and will update the seating chart in the box office and on its website to notify patrons where such seats are located.
9	There are fixed seats and an audio amplification system. Therefore, an assistive listening system must be provided. 1991 Standards 4.1.6(1)(b), 4.1.3(19)(b).	No signs notify patrons that an assistive listening system is provided.	219	Jujamcyn has installed and shall maintain compliant signage in the box office lobby.

**Exh. 1A Architectural Modifications to Al Hirschfeld Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
10	A permanently installed assistive listening system is provided. The number of receivers to be provided shall equal to at least 4% of the seats provided. 1991 Standards 4.1.6(1)(b), 4.1.3(19)(b).	There are 1458 seats. Therefore, 59 receivers must be provided.	219.3	Juamcyn shall maintain a compliant number of at least 59 receivers.
11	It is technically feasible to widen the doorway. Where there is a pair of doors, a minimum clear opening of 32" through a single door must be provided. 1991 Standards 4.1.6(1)(b)&(d), 4.1.3(7)&(8), 4.13.4.	In the Accessible Toilet Room, the clear opening of the single door is 31 1/2".	206.5, 404.2.2	Juamcyn shall maintain a compliant clear opening at 32".
12	The pull side of the door requires a forward approach. Therefore, the maneuvering space must be 60" deep and must extend 18" to the side of the latch. 1991 Standards 4.1.6(1)(b), 4.1.3(7)&(8), 4.13.6.	In the Accessible Toilet Room, the push side clearance is only 2" and needs to be 12".	206.5, 404.2.4	Juamcyn shall provide a compliant amount of maneuvering space beside the latch side of the door or install an automatic door opener.
13	Objects may not protrude into the circulation path by more than 4" if the underside is more than 27" but less than 80" above the floor. 1991 Standards 4.1.6(1)(b), 4.1.3(2), 4.4.1.	In the Accessible Toilet Room, the underside of a lavatory is 30" above the floor and projects about 26" into the circulation path.	204.1, 307.2	Juamcyn shall maintain the lavatory such that the underside is 27" above the finished floor.
14	The space in front of the grab bar must be unobstructed. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.16.4.	In the Accessible Toilet Room, the flush valve stem partially blocks access to the rear grab bar.	213.2, 604.5, 609.3	Juamcyn shall maintain an auto-flush system.

**Exh. 1A Architectural Modifications to Al Hirschfeld Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
15	Pipes under the lavatory must be insulated to protect a person from burns and from sharp or abrasive edges. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.19.4.	In the Accessible Toilet Room, the pipes under the lavatory are not insulated.	213.2, 606.5	Juamcyn shall maintain the insulation on the pipes under the lavatory.
16	The toilet flush control must be on the open side of the toilet. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.16.5.	In the Accessible Toilet Room, the toilet flush control is on the wall side.	213.2, 604.6	Juamcyn shall maintain an auto-flush system.
17	When provided, the centerline of the toilet paper dispenser must be between 7" and 9" from the front of the toilet. 2010 Standards 213.2, 604.7.	In the Accessible Toilet Room, the centerline of the toilet paper dispenser is 12" from the front of the toilet.	213.2, 604.7	Juamcyn shall move the toilet paper dispenser to a compliant distance, at 7"-9" from the front of the toilet to the centerline of the dispenser.
18	Controls must be within reach. A side reach is possible. Therefore, the controls must be within 54" of the floor. 1991 Standards 4.1.6(1)(b), 4.1.3(13), 4.27.3.	In the Accessible Toilet Room, the paper towel dispenser is 54 1/2" above the floor.	205, 308, 309.2	Juamcyn shall lower the paper towel dispenser so the control is no higher than 48" above the floor.
19	Where an accessible unisex toilet room is provided in lieu of modifying the existing toilet rooms, the accessible unisex toilet room must provide the same amenities as the non-accessible toilet rooms. 28 C.F.R. § 36.202.	The non-accessible rooms have mirrors. However, the Accessible Toilet Room does not have this amenity.	28 C.F.R. § 36.202.	Juamcyn has installed and shall maintain a mirror at a compliant height in the Accessible Toilet Room.

**Exh. 1A Architectural Modifications to Al Hirschfeld Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
20	Each public and common use toilet room must be accessible. 1991 Standards 4.1.6(1)(b), 4.1.3(11).	The Men's Room does not have any accessible features.	213.2	Juamcyn shall maintain an alternative by providing a unisex Accessible Toilet Room. In the Men's Room in the lobby, Juamcyn shall maintain a wider and longer bathroom stall with an auto-flush system and shall install grab bars. Juamcyn shall maintain a lowered urinal in the Men's Room in the lobby.
21	Changes in level that are no more than 1/2" require a ramp, platform lift, or elevator. 1991 Standards 4.1.6(1)(b), 4.1.3(1), 4.3.8.	The accessible route to the Men's Room is blocked by a flight of steps.	206.1, 303.4	Juamcyn shall maintain an alternative by providing a unisex Accessible Toilet Room.
22	When not all toilet rooms are accessible, each toilet room must be identified by an International Symbol of Accessibility (ISA) or provide signage that directs one to the nearest accessible toilet room. 1991 Standards 4.1.6(3)(e)(iii), 4.1.2(7)(d), 4.30.1.	The Men's Room does not have an ISA and does not have signage that directs one to the nearest accessible toilet room.	216.8, 703	Juamcyn shall provide compliant signage notifying patrons of the availability of an accessible bathroom and encouraging them to request directions from a Juamcyn representative.
23	When a room identification sign is provided, an accessible sign must be mounted on the wall adjacent to the latch side of the door. 1991 Standards 4.1.6(1)(b), 4.1.3(16)(a), 4.30.6.	At the Men's Room in the Lobby, there is a room identification sign overhead. However, no accessible sign is provided.	216.2, 703.4.2	Juamcyn shall mount a compliant sign adjacent to the latch side of the door.
24	Each public and common use toilet room must be accessible. 1991 Standards 4.1.6(1)(b), 4.1.3(11).	The Women's Room in the Lobby does not have any accessible features.	213.2	Juamcyn shall maintain an alternative by providing a unisex Accessible Toilet Room. In the Women's Room in the lower lobby, Juamcyn shall maintain a wider and longer bathroom stall with an auto-flush system and shall install grab bars.

**Exh. 1A Architectural Modifications to Al Hirschfeld Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
25	Objects may not protrude into the circulation path by more than 4" if the underside is more than 27" but less than 80" above the floor. 1991 Standards 4.1.6(1)(b), 4.1.3(2), 4.4.1.	The entry archway to the Women's Room is a protruding object between 4" and 15" from the wall where the arch is 72" to 80" above the floor.	204.1, 307.2	Because modifying the entry archway to eliminate the protrusion is not readily achievable, Jujamcyn shall provide warnings and/or maintain striping of the area.
26	When not all toilet rooms are accessible, each toilet room must be identified by an International Symbol of Accessibility (ISA) or provide signage that directs one to the nearest accessible toilet room. 1991 Standards 4.1.6(3)(e)(iii), 4.1.2(7)(d), 4.30.1.	The Women's Room does not have an ISA and does not have signage that directs one to the nearest accessible toilet room.	216.8, 703	Jujamcyn shall provide compliant signage notifying patrons of the availability of an accessible bathroom and encouraging them to request directions from a Jujamcyn representative.
27	When a room identification sign is provided, an accessible sign must be mounted on the wall adjacent to the latch side of the door. 1991 Standards 4.1.6(1)(b), 4.1.3(16)(a), 4.30.6.	At the Women's Room in the Lobby, there is a room identification sign overhead. However, no accessible sign is provided.	216.2, 703.4.2	Jujamcyn shall mount a compliant sign adjacent to the latch side of the door.



**Exh. 1B Seating Chart for Al Hirschfeld Theatre**

## STAGE

STAGE															RIGHT BOX														
AA	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101	2	1												
A	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101	5	4												
B	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101	8	7												
C	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101	10	9												
D	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101	12	11												
E	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101	14	13												
F	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101														
G	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101	16													
H	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101	18	17												
I	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101	20	19												
J	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101	22	21												
K	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101	24	23												
L	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101	26	25												
M	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101	28	27												
N	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101	30	29												
O	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101	32	31												
P	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101	34	33												
Q	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101	36	35												
R	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101	38	37												
S	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101	40	39												
T	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101	42	41												
U	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101	44	43												
V	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101	46	45												
W	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101	48	47												

8 Wheelchair Locations

12 Aisle Transfers

24

26

28

30

32

34

36

38

40

42

44

46

48

## ORCHESTRA

A	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101
B	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101
C	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101
D	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101
E	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101
F	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101
G	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101
H	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101
I	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101
J	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101
K	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101
L	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101
M	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101
N	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101
O	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101
P	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101
Q	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101
R	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101
S	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101
T	115	114	113	112	111	110	109	108	107	106	105	104	103	102	101

## MEZZANINE

For settlement purposes only – subject to FRE 408 and state law analogues



**Exh. 2A Architectural Modifications to August Wilson Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
1	There must be an accessible route that connects the entrance to all the accessible rooms, spaces, and elements in the facility. 1991 Standards 4.1.6(1)(b), 4.1.3(1).	The accessible routes from the accessible entrance to the lobby, bar, concessions, coat check, drinking fountains, and mezzanine are blocked by flights of steps.	206.3	Because it is not readily achievable to create an accessible route across several flights of stairs, Jujamcyn's theatre staff shall assist people with disabilities to purchase concessions, merchandise, and all other items offered for sale, rental, or use at the theatre.
2	The door hardware must be operable without tight grasping, tight pinching, or twisting of the wrist. 1991 Standards 4.1.6(1)(b), 4.1.3(7)&(8), 4.13.9.	The accessible entrance door to the vestibule does not have any door hardware on the outside. Therefore, a person with a disability must wait for assistance.	206.5, 404.2.7	Jujamcyn shall maintain its current policy to station a member of the theatre staff, during walk-in and walk-out, by the accessible entrance door to assist patrons needing to enter or exit. After walk-in, theatre staff shall continue to monitor the accessible entrance door to assist patrons needing to enter or exit.
3	There is a pair of doors. There must be a minimum clear opening of 32" when one door is open. 1991 Standards 4.1.6(1)(b)&(d), 4.1.3(7)&(8), 4.13.5	<p>The accessible entrance door has a clear opening of one door leaf of about 29". The door between the vestibule of the accessible entrance and the theatre has a clear opening of one door leaf of about 29". At</p> <p>the door between the theatre and the accessible toilet room area, the clear opening of one door leaf is about 29".</p>	206.5, 404.2.3	Jujamcyn shall maintain its current policy to station a member of the theatre staff, during walk-in and walk-out, at these doors to assist patrons needing to enter or exit.

**Exh. 2A Architectural Modifications to August Wilson Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
4	An accessible route cannot have a cross slope more than 2%. Where the accessible route turns the cross slope is measured in two directions. 1991 Standards 4.1.6(1)(b), 4.1.3(1), 4.3.7.	The accessible route from the exterior entrance doors crosses the ramp to the platform lift at an acute angle. Therefore, the ramp creates a severe cross slope of about 30%.	206.1, 403.3	Juamcyn shall maintain its current policy to station a member of the theatre staff, during walk-in and walk-out, by the accessible entrance door to assist patrons needing to enter or exit. During walk-in and walk-out, Juamcyn shall maintain its current policy to station a member of the theatre staff at the lift to assist patrons to enter and exit the lift safely. During a performance, theatre staff shall monitor the lift to assist patrons needing to enter or exit the lift safely.
5	Ramp must have edge protection, which can be a curb, wall, vertical pickets, or a 12" extended platform. 1991 Standards 4.1.6(1)(b), 4.1.2(1) & (2), 4.8.7.	There is no edge protection for the ramp onto the platform lift. At the highest point, the drop-off is about 4". At an angle, it is more likely that a wheel on the chair will fall off the edge.	206.1, 405.9	Juamcyn shall maintain the new lift with automatically folding sides.
6	Ramp slope cannot exceed 8.33%. 1991 Standards 4.1.6(1)(b), 4.1.2(1) & (2), 4.8.2.	At the upper landing for the platform lift, the ramp has a slope of 15.4%.	206.1, 405.2	During walk-in and walk-out, Juamcyn shall maintain its current policy to station a member of the theatre staff at the lift to assist patrons to enter and exit the lift safely.
7	In existing facilities, threshold cannot be taller than 3/4". 1991 Standards 4.1.6(3)(d)(ii).	The threshold at the entrance door to the vestibule door is 1" tall.	206.5, 404.2.5	Juamcyn shall maintain a compliant threshold for the automated pair of doors at the entrance.

**Exh. 2A Architectural Modifications to August Wilson Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
8	The door hardware must be operable without tight grasping, tight pinching, or twisting of the wrist. 1991 Standards 4.1.6(1)(b), 4.1.3(7)&(8), 4.13.9.	The entrance door to the vestibule has a pull that requires tight grasping to operate.	206.5, 404.2.7	Juamcyn shall maintain a compliant automated system that will open both doors at the same time.
9	There is a pair of doors. There must be a minimum clear opening of 32" when one door is open. 1991 Standards 4.1.6(1)(b)&(d), 4.1.3(7)&(8), 4.13.5.	At the entrance door to the vestibule with the ticket window, the clear opening of one door leaf is 26".	206.5, 404.2.3	Juamcyn shall maintain a compliant automated system that will open both doors at the same time.
10	The counter must have a 36"-wide portion that is no higher than 36". 1991 Standards 4.1.6(1)(b), 7.2(1).	In the vestibule, there are two types of ticket counters, "Advanced Sales" and "Current Sales and Reservations." Both are 46 1/2" above the floor.	227.3, 904.4	Juamcyn shall install a pass-through door with a tray, the base of which is at a compliant height and consistent with the pass-through door with a tray installed at the Eugene O'Neill Theatre.
11	When not all entrances are accessible, each inaccessible entrance must provide signage that directs one to the nearest accessible entrance. 1991 Standards 4.1.6(1)(b), 4.1.2(7)(c).	The theatre entrance from the vestibule is not accessible and there is no signage directing one to the nearest accessible entrance.	216.6	Juamcyn has installed and shall maintain compliant signage directing patrons to the entrance to the wheelchair lift. The signage shall differentiate between the accessible seating entrance and the accessible box office entrance.

**Exh. 2A Architectural Modifications to August Wilson Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
12	At least one telephone must be within reach. A parallel approach is possible. Therefore, the controls must be within 54" of the floor. At least one telephone must have a volume control. 1991 Standards 4.1.6(1)(b), 4.1.3(17)(a), 4.31.3	In the vestibule, the highest control on the telephone is 56 1/2" above the floor.  In the vestibule, the telephone does not have a volume control.	217.2, 704.2.2 217.3, 704.3	Juamcyn has removed the telephone in the vestibule.
13	The counter must have a 36"-wide portion that is no higher than 36". 1991 Standards 4.1.6(1)(b), 7.2(1)	In the lobby, the coatroom counter is 39 3/4" above the floor.	227.3, 904.4	Juamcyn shall provide a compliant coatroom counter.
14	The counter must have a 36"-wide portion that is no higher than 36". 1991 Standards 4.1.6(1)(b), 7.2(1)	In the lobby, the merchandise counter is 42" above the floor.	227.3, 904.4	Juamcyn shall provide a compliant merchandise counter.
15	The counter must have a 36"-wide portion that is no higher than 36". 1991 Standards 4.1.6(1)(b), 7.2(1)	In the lobby, the bar counter is 44 1/2" above the floor.	227.3, 904.4	Juamcyn shall provide a compliant bar counter.
16	The floor has only one drinking fountain. It must have at least two spouts. One spout must be no higher than 36" above the floor. The other spout must be mounted at a standard height for persons who have difficulty bending.	In the Lobby near the bar, there is only one drinking fountain. There is no spout mounted within 36" of the floor.	211, 602.7 211, 602	Juamcyn has removed the lobby floor drinking fountain.

**Exh. 2A Architectural Modifications to August Wilson Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
	1991 Standards 4.1.6(1)(b), 4.1.3(10). The drinking fountain is built in. Therefore, a parallel 30" by 48" clear floor space is required. 1991 Standards 4.1.6(1)(b), 4.1.3(10), 4.15.5(2).	In the Lobby near the bar, the drinking fountain clear floor space is reduced to 28" wide by a chair.		
17	Objects may not protrude into the circulation path by more than 4" if the underside is more than 27" but less than 80" above the floor. 1991 Standards 4.1.6(1)(b), 4.1.3(2), 4.4.1	<p>Along the circulation paths to the toilet rooms and in the mezzanine lobby, the underside of wall light fixtures are about 72" above the floor and project 9" into the circulation path.</p> <p>In the lobby, the underside of wall light fixtures are about 64" above the floor and project 8 1/2" into the circulation path.</p>	204.1, 307.2	Juamcyn shall adjust or replace the wall light fixtures so they do not protrude more than 4" or install detectable objects under the wall light fixtures.
18	Objects may not protrude into the circulation path by more than 4" if the underside is more than 27" but less than 80" above the floor. 1991 Standards 4.1.6(1)(b), 4.1.3(2), 4.4.1	Along the circulation path in the rear of the theatre, the underside of wall light fixtures are about 72" above the floor and project 9" into the circulation path.	204.1, 307.2	Juamcyn shall adjust or replace the wall light fixtures so they do not protrude more than 4" into the circulation path or install detectable objects under the wall light fixtures.

**Exh. 2A Architectural Modifications to August Wilson Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
19	A permanently installed assistive listening system is provided. The number of receivers to be provided shall equal to at least 4% of the seats provided. 1991 Standards 4.1.6(1)(b), 4.1.3(19)(b).	There are 1228 seats. Therefore, 49 receivers must be provided.	219.3	Juamcyn shall maintain access to at least 49 receivers.
20	There are 1228 fixed assembly seats. Under 2010 Standards 221.2, 11 accessible wheelchair seating locations must be provided.	<p>Fixed assembly seating is provided. Thus, accessible wheelchair spaces must be provided. 1991 Standards 4.1.6(1)(b), 4.1.3(19)(a). Wheelchair seating locations must be dispersed to provide people with</p> <p>physical disabilities a choice of comparable lines of sight and dispersed horizontally. 1991 Standards 4.1.6(1)(b), 4.1.3(19)(a), 4.33.3. There are 1228 fixed assembly seats. Only 4 wheelchair spaces are provided.</p>	221.2, 221.2.3.2, 221.2, 802.1.1, 221.2, 802.1.3, 221.2, 802.1.1, 206.1, 403.3	Juamcyn shall provide accessible wheelchair seating as set forth in Exhibit 2B, shall sell tickets for such seating as set forth in the Consent Decree, and will update the seating chart in the box office and on its website to notify patrons where such seats are located.

**Exh. 2A Architectural Modifications to August Wilson Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
21	At least 5 percent of the total number of aisle seats must have removable armrests. 2010 Standards 221.4. There are 232 aisle seats. Therefore, 12 aisle transfer seats must be provided.	<p>Fixed assembly seating is provided. Therefore, 5% of the fixed aisle seats must be aisle seats with no armrests on the aisle side, or have removable or folding armrests on the aisle side.</p> <p>These seats must be dispersed among all seating categories. Signage notifying patrons of the availability of such seats must be posted at the ticket office. 2010 Standards 221.4. 10 aisle transfer seats are provided.</p>	221.4	Juamcyn shall provide accessible aisle transfer seating as set forth in Exhibit 2B, shall sell tickets for such seating as set forth in the Consent Decree, and will update the seating chart in the box office and on its website to notify patrons where such seats are located.
22	There are fixed seats and an audio amplification system. Therefore, an assistive listening system must be provided. 1991 Standards 4.1.6(1)(b), 4.1.3(19)(b),	No signs notify patrons that an assistive listening system is provided.	219	Juamcyn has installed and shall maintain compliant signage in the box office lobby, in the form of display screens.
23	It is technically feasible to widen the doorway. Where there is a pair of doors, a minimum clear opening of 32" through a single door must be provided. 1991 Standards 4.1.6(1)(b)&(d), 4.1.3(7)&(8), 4.13.4	In the Toilet Room near the Accessible Entrance, the clear opening of the single door is 31 1/2".	206.5, 404.2.2	Juamcyn shall maintain a compliant clear opening to the toilet room near the accessible entrance and provide signage next to the door opening.

**Exh. 2A Architectural Modifications to August Wilson Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
24	Common use interior doors that are required for passage must be openable with no more than 5 pounds force. 1991 Standards 4.1.6(1)(b), 4.1.3(7)&(8), 4.13.10	The door to the Toilet Room near the Accessible Entrance requires 12 pounds force to operate.	206.5, 404.2.9	Juamcyn shall bring the door to the toilet room near the accessible entrance into compliance.
25	A forward approach to the push side of the door is required. Therefore, the maneuvering space must be 48" deep and the width of the door. 1991 Standards 4.1.6(1)(b), 4.1.3(7)&(8), 4.13.6	The maneuvering space at the door to the Toilet Room near the Accessible Entrance is only about 44" deep.	206.5, 404.2.4	Juamcyn shall install an automatic door opener.
26	A forward approach to the push side of the door is required. The door has both a latch and a closer. Thus, the maneuvering space must extend 12" to the latch side of the door. 1991 Standards 4.1.6(1)(b), 4.1.3(7)&(8), 4.13.6	The maneuvering space at the door to the Toilet Room near the Accessible Entrance is only 0" beside the door.	206.5, 404.2.4	Juamcyn shall install an automatic door opener.
27	Bathing room must have an unobstructed turning space of either a 60" diameter circle or a 60" T-turn. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.23.3	In the Toilet Room near the Accessible Entrance, the clear floor space is too small for a 60" diameter turning circle or a T-turn.	213.2, 603.2.1	Juamcyn shall install an automatic door opener.



**Exh. 2A Architectural Modifications to August Wilson Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
28	Controls that are required to be accessible must have a 30" by 48" clear floor space. 1991 Standards 4.1.6(1)(b), 4.1.3(13), 4.27.2	In the Toilet Room near the Accessible Entrance, the clear floor space for the paper towel dispenser narrows to 18" wide.	205, 309.2	Juamcyn shall move the paper towel dispenser to create 30" of clear floor space.
29	Pipes under the lavatory must be insulated to protect a person from burns and from sharp or abrasive edges. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.19.4	In the Toilet Room near the Accessible Entrance, the pipes under the lavatory are not insulated.	213.2, 606.5	Juamcyn shall maintain insulation on the pipes.
30	Toilet uses a side approach. Therefore, the clear floor space must be at least 48" wide and 56" deep. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.16.2	In the Toilet Room near the Accessible Entrance, the toilet clear floor space is only 51 1/2" deep by about 32" wide. Additionally, the narrow width is partially blocked by a raised section of the floor.	213.2, 604.3	Juamcyn shall move the sink closer to the corner to increase the amount of clear floor space.
31	A rear wall and a sidewall grab bar must be provided at the toilet. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.16.4	The grab bar on the rear wall in the Toilet Room near Accessible Entrance is missing.	213.2, 604.5	Juamcyn shall install a grab bar and lower the flush valve stem.
32	The sidewall grab bar at the toilet must be at least 42" long and must extend at least 54" from the rear wall. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.16.4	In the Toilet Room near the Accessible Entrance, the front end of the grab bar is only 50" from the rear wall.	213.2, 604.5.1	Juamcyn shall install a compliant grab bar.

**Exh. 2A Architectural Modifications to August Wilson Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
33	When a room identification sign is provided, an accessible sign must be mounted on the wall adjacent to the latch side of the door. 1991 Standards 4.1.6(1)(b), 4.1.3(16)(a), 4.30.6	At the Men's Room in the Lobby, there is a room identification sign overhead. However, no accessible sign provided.	216.2, 703.4.2	Juamcyn shall mount an accessible sign on the wall.
34	It is technically feasible to widen the doorway. Where there is a pair of doors, a minimum clear opening of 32" through a single door must be provided. 1991 Standards 4.1.6(1)(b)&(d), 4.1.3(7)&(8), 4.13.4	In the Men's Room in the Lobby, the clear opening of the single door is 31 1/2".	206.5, 404.2.2	Juamcyn shall maintain swing clear hinges on the doorway to increase opening space.
35	The clothes hook must be within reach. A side reach is possible. Therefore, the hook must be within 54" of the floor. 1991 Standards 4.1.6(1)(b), 4.1.3(12), 4.25.3	In the Men's Room in the Lobby, the clothes hook is 57" above the floor.	225, 308, 811.3	Juamcyn shall lower the clothes hook to a height of 48".
36	Controls must be within reach. This control requires a forward reach over an obstruction that is no more than 25" deep. Thus, the controls must be within 44" of the floor. 1991 Standards 4.1.6(1)(b), 4.1.3(13), 4.27.3	In the Men's Room in the Lobby, the soap dispenser is 45" above the floor.	205, 309.3	Juamcyn shall maintain the soap dispenser at a compliant height.

**Exh. 2A Architectural Modifications to August Wilson Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
37	Pipes under the lavatory must be insulated to protect a person from burns and from sharp or abrasive edges. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.19.4	In the Men's Room in the Lobby, the pipes under the lavatory are not insulated.	213.2, 606.5	Juamcyn shall maintain the insulation on the pipes.
38	The toilet flush control must be on the open side of the toilet. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.16.5	In the Men's Room in the Lobby, the toilet flush control is on the wall side.	213.2, 604.6	Juamcyn shall maintain the automatic flush control.
39	Centerline of toilet must be 18" from sidewall. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.16.2	In the Men's Room in the Lobby, the toilet centerline is 19 1/4" from the sidewall.	213.2, 604.2	Juamcyn shall maintain the toilet at a centerline of 18" from the sidewall.
40	There space in front of the grab bar must be unobstructed. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.16.4	In the Men's Room in the Lobby, the flush valve stem partially blocks access to the rear grab bar.	213.2, 604.5, 609.3	Juamcyn shall move the flush valve stem and re-install an automatic flush control.
41	When a room identification sign is provided, an accessible sign must be mounted on the wall adjacent to the latch side of the door. 1991 Standards 4.1.6(1)(b), 4.1.3(16)(a), 4.30.6	At the Women's Room in the Lobby, there is a room identification sign overhead. However, no accessible sign provided.	216.2, 703.4.2	Juamcyn shall mount an accessible sign on the wall.
42	It is technically feasible to widen the doorway. Where there is a pair of doors, a minimum clear opening of 32" through a single door must be provided. 1991 Standards 4.1.6(1)(b)&(d), 4.1.3(7)&(8), 4.13.4	In the Women's Room in the Lobby, the clear opening of the single door is 31 1/2".	206.5, 404.2.2	Juamcyn shall maintain swing clear hinges on the doorway to increase opening space.

**Exh. 2A Architectural Modifications to August Wilson Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
43	The clothes hook must be within reach. A side reach is possible. Therefore, the hook must be within 54" of the floor. 1991 Standards 4.1.6(1)(b), 4.1.3(12), 4.25.3	In the Women's Room in the Lobby, the clothes hook is about 57" above the floor.	225, 308, 811.3	Juamcyn shall lower the clothes hook to a height of 48".
44	Pipes under the lavatory must be insulated to protect a person from burns and from sharp or abrasive edges. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.19.4	In the Women's Room in the Lobby, the pipes under the lavatory are not insulated.	213.2, 606.5	Juamcyn shall maintain insulation on the pipes.
45	Centerline of toilet must be 18" from sidewall. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.16.2	In the Women's Room in the Lobby, the toilet centerline is 19 1/4" from the sidewall.	604.2	Juamcyn shall maintain the toilet at a centerline of 18" from the sidewall.
46	The space in front of the grab bar must be unobstructed. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.16.4	In the Women's Room in the Lobby, the flush valve stem partially blocks access to the rear grab bar.	213.2, 604.5, 609.3	Juamcyn shall move the flush valve stem and re-install an automatic flush control.

# Exh. 2B Seating Chart for August Wilson Theatre

STAGE

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## ORCHESTRA

Totals  
12 Wheelchair Locations  
12 Aisle Transfers

A	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
B	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
C	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
D	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
E	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
F	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
G	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
H	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
I	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
J	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
K	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
L	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
M	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
N	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
O	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
P	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
Q	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1
	19	17	15	13	11	9	7	5	3	1

A	114	113	112	111	110	109	108	107	106	105	104	103	102	101	
	114	113	112	111	110	109	108	107	106	105	104	103	102	101	
	114	113	112	111	110	109	108	107	106	105	104	103	102	101	
	114	113	112	111	110	109	108	107	106	105	104	103	102	101	
	114	113	112	111	110	109	108	107	106	105	104	103	102	101	
B	114	113	112	111	110	109	108	107	106	105	104	103	102	101	
	114	113	112	111	110	109	108	107	106	105	104	103	102	101	
	114	113	112	111	110	109	108	107	106	105	104	103	102	101	
	114	113	112	111	110	109	108	107	106	105	104	103	102	101	
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## MEZZANINE

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**Exh. 3A Architectural Modifications to Eugene O'Neill Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Std)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
1	Accessible route cannot slope more than 8.33% and cannot slope more than 5% without having ramp features. 1991 Standards 4.1.6(1)(b), 4.1.3(1), 4.3.7.	The vestibule floor, from door to door, including the maneuvering spaces at the doors, has a slope that ranges between 7.8% and 8.8% and does not have handrails.	206.1, 403.3	Juamcyn shall install a signaling device at the entrance that alerts the box office. If a patron activates the signaling device, a Juamcyn representative at the box office shall then meet the patron at the entrance and assist such patron to purchase tickets. During performance time, a Juamcyn representative shall assist people who use wheelchairs to navigate the entryway into the theatre from the vestibule and shall provide a wheelchair to a patron requesting one to navigate the entryway.
2	There is a pair of doors. There must be a minimum clear opening of 32" when one door is open. 1991 Standards 4.1.6(1)(b)&(d), 4.1.3(7)&(8), 4.13.5.	At the entrance door to the vestibule with the ticket window, the clear opening of one door leaf is 27".	206.5, 404.2.3	Juamcyn shall maintain the pair of automatic doors between the entrance and the vestibule.
3	There is a pair of doors. There must be a minimum clear opening of 32" when one door is open. 1991 Standards 4.1.6(1)(b)&(d), 4.1.3(7)&(8), 4.13.5.	At the door between the vestibule and the theatre, the clear opening of one door leaf is about 27".	206.5, 404.2.3	During performance time, a Juamcyn representative shall assist people who use wheelchairs to navigate the entryway into the theatre from the vestibule and shall provide a wheelchair to a patron requesting one to navigate the entryway.
4	Maneuvering space at the door cannot slope more than 2%. 1991 Standards 4.1.6(1)(b), 4.1.3(7)&(8), 4.13.6.	The maneuvering space on the exterior side of the exterior door has a slope of 3.2%.	206.5, 404.2.4.4	During performance time, a Juamcyn representative shall assist people who use wheelchairs to navigate the entryway into the theatre from the vestibule and shall provide a wheelchair to a patron requesting one to navigate the entryway.
5	Maneuvering space at the door cannot slope more than 2%. 1991 Standards 4.1.6(1)(b), 4.1.3(7)&(8), 4.13.6.	The maneuvering space at the door between the vestibule and the theatre, on the theatre side has a slope of 5.9%.	206.5, 404.2.4.4	During performance time, a Juamcyn representative shall assist people who use wheelchairs to navigate the entryway into the theatre from the vestibule and shall provide a wheelchair to a patron requesting one to navigate the entryway.

**Exh. 3A Architectural Modifications to Eugene O'Neill Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Std)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
6	Changes in level that are more than 1/4" must be beveled. 1991 Standards 4.1.6(1)(b), 4.1.2(1) & (2), 4.5.2.	About 12" before the entrance doors, there is a change in level between 1/4" and 1/2" tall that is not beveled.	206.1, 303.3	Juamcyn shall maintain the beveled edge of the sidewalk at the location of the change in level before the entrance doors.
7	The counter must have a 36"-wide portion that is no higher than 36". 1991 Standards 4.1.6(1)(b), 7.2(1).	In the vestibule, the entire ticket counter is 42" above the floor.	227.3, 904.4	Juamcyn shall maintain a pass-through door with a tray, the base of which is at a compliant height.
8	There must be an accessible route that connects the entrance to all the accessible rooms, spaces, and elements in the facility. 1991 Standards 4.1.6(1)(b), 4.1.3(1).	The accessible routes to the drinking fountains are blocked by flights of steps.	206.3	Juamcyn has removed the drinking fountains.
9	Fifty percent of the drinking fountains on the floor must have the spout no higher than 36" and 50% must have the spouts mounted at a standard height. 1991 Standards 4.1.6(1)(b), 4.1.3(10), 4.15.2.	There are 2 drinking fountains and none are mounted within 36" of the floor.	211, 602.7	Juamcyn has removed the drinking fountains.
10	The counter must have a 36"-wide portion that is no higher than 36". 1991 Standards 4.1.6(1)(b), 7.2(1).	The entire merchandise counter is 44" above the floor.	227.3, 904.4	There is no merchandise counter in the orchestra level. Currently, mobile boxes are used by the merchandise vendor for storage and display of merchandise. There is a merchandise counter in the mezzanine level but no alterations will be made to that counter. The merchandise vendor at the theatre as of the Effective Date of the Consent Decree will maintain its existing set up and will maintain its policy of assisting customers by directly handing merchandise items to customers who wish to examine them but who cannot



**Exh. 3A Architectural Modifications to Eugene O'Neill Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Std)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
				reach the top of the counter/box, and using point of sales devices that do not require a customer to conduct sales transactions on the top of any merchandise counter or mobile box (e.g., vendor can take customer's credit card, swipe or insert card in the POS device without the need for customer to punch in a PIN number and directly return card to customer). Merchandise vendors for future shows shall be able to use mobile boxes/counters in the orchestra level and the merchandise counter in the mezzanine level but shall be required to adhere to the foregoing policies.
11	The counter must have a 36"-wide portion that is no higher than 36". 1991 Standards 4.1.6(1)(b), 7.2(1).	The entire coat check counter is 40 1/2" above the floor.	227.3, 904.4	Juamcyn shall maintain the current pass-through section that has been added to the door to the coat check room.
12	The counter must have a 36"-wide portion that is no higher than 36". 1991 Standards 4.1.6(1)(b), 7.2(1).	The bar counter is 44 1/4" above the floor.	227.3, 904.4	Juamcyn shall provide a compliant bar counter.
13	Fixed assembly seating is provided. Therefore, accessible wheelchair spaces must be provided. 1991 Standards 4.1.6(1)(b), 4.1.3(19)(a). Wheelchair seating locations must be dispersed to provide people with physical disabilities a choice of comparable lines of sight.  Therefore, wheelchair spaces must be dispersed horizontally. 1991 Standards 4.1.6(1)(b), 4.1.3(19)(a), 4.33.3. Only 5 wheelchair spaces are provided.	There are 1073 fixed assembly seats. Under 2010 Standards 221.2, 10 accessible wheelchair seating locations must be provided.	221.2, 221.2, 221.2.3.2,	Juamcyn shall provide accessible wheelchair seating as set forth in Exhibit 3B, shall sell tickets for such seating as set forth in the Consent Decree, and will update the seating chart in the box office and on its website to notify patrons where such seats are located.



**Exh. 3A Architectural Modifications to Eugene O'Neill Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Std)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
14	Sight lines from the seating in the main seating areas are not comparable to the sight lines from the seating in the mezzanine. Therefore, wheelchair spaces must be provided in the mezzanine. 1991 Standards 4.1.6(1)(b), 4.1.3(19)(a), 4.33.3.	No wheelchair spaces are provided in the mezzanine. Additionally, the mezzanine is not on accessible routes and does not have accessible doors or bar.	221.2, 221.2.3.2	The mezzanine cannot be accessed by people who use wheelchairs for mobility. Doors on the route to the mezzanine shall be opened and monitored by a member of the theatre staff during performances. Jujamcyn shall provide a compliant section of the bar counter in the mezzanine.
15	Fixed assembly seating is provided. Therefore, 1% of the fixed seats must be aisle seats with no armrests on the aisle side, or have removable or folding armrests on the aisle side. These seats must be dispersed among all seating categories.	At least 5 percent of the total number of aisle seats must have removable armrests. 2010 Standards 221.4. There are 182 aisle seats.	221.4	Jujamcyn shall provide accessible aisle transfer seating as set forth in Exhibit 3B, shall sell tickets for such seating as set forth in the Consent Decree, and will update the seating chart in the box office and on its website to notify patrons where such seats are located.
	Signage notifying patrons of the availability of such seats must be posted at the ticket office. 1991 Standards 4.1.6(1)(b), 4.1.3(19)(a).	Accordingly, 10 aisle seating locations must be provided.		
16	There are fixed seats and an audio amplification system. Therefore, an assistive listening system must be provided. 1991 Standards 4.1.6(1)(b), 4.1.3(19)(b).	No signs notify patrons that an assistive listening system is provided.	219	Jujamcyn has installed and shall maintain compliant signage in the box office lobby, in the form of display screens.
17	A permanently installed assistive listening system is provided. The number of receivers to be provided shall equal to at least 4% of the seats provided. 1991 Standards 4.1.6(1)(b), 4.1.3(19)(b).	There are 1073 seats. Therefore, 43 receivers must be provided.	219.3	Jujamcyn shall maintain at least 43 receivers.

**Exh. 3A Architectural Modifications to Eugene O'Neill Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Std)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
18	When a room identification sign is provided, an accessible sign must be mounted on the wall adjacent to the latch side of the door. 1991 Standards 4.1.6(1)(b), 4.1.3(16)(a), 4.30.6.	At the Men's Room, there is a room identification sign overhead. However, no accessible sign provided.	216.2, 703.4.2	Juamcyn shall mount a tactile and Braille sign adjacent to the entryway to the top of the stairs leading to the Men's Room.
19	When not all toilet rooms are accessible, each toilet room must be identified by an International Symbol of Accessibility (ISA) or provide signage that directs one to the nearest accessible toilet room. 1991 Standards 4.1.6(3)(e)(iii), 4.1.2(7)(d), 4.30.1.	The Men's Room does not have an ISA and does not have signage that directs one to the nearest accessible toilet room.	216.8, 703	Juamcyn shall maintain signage that directs patrons to speak with a Juamcyn representative if they need an accessible restroom.
20	Changes in level that are no more than 1/2" require a ramp, platform lift, or elevator. 1991 Standards 4.1.6(1)(b), 4.1.3(1), 4.3.8.	The accessible route to the Men's Room is blocked by a flight of steps, then 2 more steps.	206.1, 303.4	Juamcyn shall continue to provide an accommodation by offering patrons the use of an alternative accessible toilet room.
21	Each public and common use toilet room must be accessible. 1991 Standards 4.1.6(1)(b), 4.1.3(11).	The Men's Room does not have any accessible features.	213.2	Juamcyn shall maintain a lowered urinal.
22	When a room identification sign is provided, an accessible sign must be mounted on the wall adjacent to the latch side of the door. 1991 Standards 4.1.6(1)(b), 4.1.3(16)(a), 4.30.6.	At the Women's Room, there is a room identification sign overhead. However, no accessible sign provided.	216.2, 703.4.2	Juamcyn shall maintain a compliant sign adjacent to the entryway to the top of the stairs leading to the Women's Room.

**Exh. 3B Seating Chart for Eugene O'Neill Theatre**

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**Exh. 4A Architectural Modifications to St. James Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
1	There is a pair of doors. There must have a minimum clear opening of 32" when one door is open. 1991 Standards 4.1.6(1)(b)&(d), 4.1.3(7)&(8), 4.13.5.	At the entrance door to the vestibule with the ticket window, the clear opening of one door leaf is 28 1/2".	206.5, 404.2.3	Juamcyn shall maintain an automated system at one pair of doors that will open such doors at the same time.
2	There is a pair of doors. There must be a minimum clear opening of 32" when one door is open. 1991 Standards 4.1.6(1)(b)&(d), 4.1.3(7)&(8), 4.13.5.	At the door between the entrance corridor and the lobby, the clear opening of one door leaf is 29".	206.5, 404.2.3	Juamcyn shall maintain its policy that theatre staff are present to open and close the doors during performance time.
3	There is a pair of doors. There must be a minimum clear opening of 32" when one door is open. 1991 Standards 4.1.6(1)(b)&(d), 4.1.3(7)&(8), 4.13.5.	At the door between the vestibule and the lobby, the clear opening of one door leaf is about 29".	206.5, 404.2.3	Juamcyn shall maintain its policy that theatre staff are present to open and close the doors during performance time.

**Exh. 4A Architectural Modifications to St. James Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
4	There is a pair of doors. There must be a minimum clear opening of 32" when one door is open. 1991 Standards 4.1.6(1)(b)&(d), 4.1.3(7)&(8), 4.13.5.	At the doors between the lobby and theatre, the clear openings of one door leaf are about 30".	206.5, 404.2.3	Juamcyn shall maintain its policy that theatre staff are present to open and close the doors during performance time.
5	At doorways, objects may not protrude into the circulation path by more than 4" if the underside is more than 27" but less than 80" above the floor. 1991 Standards 4.1.6(1)(b), 4.1.3(2), 4.4.1.	On all the doors between the entrance corridor and the lobby, the underside of panic hardware is 36" above the floor and projects 4 3/4" into the clear opening of the doorways.	204.1, 307.2	Juamcyn shall replace or modify the door panic hardware to eliminate the extent to which it protrudes into the circulation path.
6	Maneuvering space at the door cannot slope more than 2%. 1991 Standards 4.1.6(1)(b), 4.1.3(7)&(8), 4.13.6.	The maneuvering space at the performance entrance door has a slope of 8.3%. If the doors remain open even for latecomers, even in winter, then the slope is not a barrier.	206.5, 404.2.4.4	Juamcyn shall maintain its policy that theatre staff are present to open and close the performance entrance door (stage door), including during the winter for performance time.

**Exh. 4A Architectural Modifications to St. James Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
7	Maneuvering space at the door cannot slope more than 2%. 1991 Standards 4.1.6(1)(b), 4.1.3(7)&(8), 4.13.6.	The maneuvering space at the entrance door to the vestibule with the ticket window has a slope of 6.4%.	206.5, 404.2.4.4	Juamcyn shall maintain an automated system at one pair of doors that will open such doors at the same time. During performance time, theatre staff are present to open and close the other doors at the entrance if needed.
8	The counter must have a 36"-wide portion that is no higher than 36". 1991 Standards 4.1.6(1)(b), 7.2(1).	In the vestibule, the entire ticket counter is 41 1/2" above the floor.	227.3, 904.4	Juamcyn shall install a pass-through door with a tray, the base of which is at a compliant height and consistent with the pass-through door with a tray installed at the Eugene O'Neill Theatre.
9	The counter must have a 36"-wide portion that is no higher than 36". 1991 Standards 4.1.6(1)(b), 7.2(1).	In the lobby, the entire merchandise counter is 38" above the floor.	227.3, 904.4	Juamcyn shall require the merchandise vendor to maintain a compliant merchandise counter in the lobby.
10	The counter must have a 36"-wide portion that is no higher than 36". 1991 Standards 4.1.6(1)(b), 7.2(1).	In the lobby, the bar counter is 43" above the floor and only 29 1/2" wide.	227.3, 904.4	Juamcyn shall provide a compliant bar counter in the lobby.
11	The counter must have a 36"-wide portion that is no higher than 36". 1991 Standards 4.1.6(1)(b), 7.2(1).	In the mezzanine lobby, the bar counter is about 43" above the floor.	227.3, 904.4	Juamcyn shall provide a compliant bar counter in the mezzanine.

**Exh. 4A Architectural Modifications to St. James Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
12	There must be an accessible route that connects the entrance to all the accessible rooms, spaces, and elements in the facility. 1991 Standards 4.1.6(1)(b), 4.1.3(1).	The accessible routes to the drinking fountains are blocked by flights of steps.	206.3	Juamcyn has already removed the drinking fountain.
13	Controls must be within reach. A side reach over an obstruction that is no more than 34" tall and no more than 24" deep may be used. Thus, the controls must be within 46" of the floor. 1991 Standards 4.1.6(1)(b), 4.1.3(13), 4.27.3.	The cup dispenser at the drinking fountain is mounted above a trash can that is less than 34" tall. It is 53" above the floor.	205, 309.3	Juamcyn has already removed the cup dispenser and the drinking fountain.
14	Fixed assembly seating is provided. Therefore, accessible wheelchair spaces must be provided. 1991 Standards 4.1.6(1)(b), 4.1.3(19)(a).	There are 1701 fixed assembly seats. Under 2010 Standards 221.2, 14 accessible wheelchair seating locations must be provided.	221.2	Juamcyn shall provide accessible wheelchair seating as set forth in Exhibit 4B, shall sell tickets for such seating as set forth in the Consent Decree, and will update the seating chart in the box office and on its website to notify patrons where such seats are located.



**Exh. 4A Architectural Modifications to St. James Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
15	Sight lines from the seating in the main seating areas are not comparable to the sight lines from the seating in the mezzanine and balcony.	No wheelchair spaces are provided in the mezzanine or balcony.	221.2, 221.2.3.2	Juamcyn shall station a member of the theatre staff to open the doors on the routes to the mezzanine and balcony during performance time.
	Therefore, wheelchair spaces must be provided in the mezzanine and balcony. 1991 Standards 4.1.6(1)(b), 4.1.3(19)(a), 4.33.3.	Additionally, the mezzanine and balcony are not on accessible routes and do not have accessible doors, toilet rooms, drinking fountains, or bar.		Juamcyn shall maintain the lowered urinal in the Men's toilet rooms on the balcony and mezzanine levels and shall maintain the widened stalls at the Men's toilet room and Women's toilet room on the mezzanine level.  In the widened stall in the Women's toilet room on the mezzanine level, Juamcyn shall maintain an auto-flush system and shall install grab bars, a lowered clothes hook and a properly located toilet paper dispenser.
16	Fixed assembly seating is provided. Therefore, 1% of the fixed seats must be aisle seats with no armrests on the aisle side, or have removable or folding armrests on the aisle side.	At least 5 percent of the total number of aisle seats must have removable armrests. 2010 Standards 221.4. There are 228 aisle seats.	221.4	Juamcyn shall provide accessible aisle transfer seating as set forth in Exhibit 4B, shall sell tickets for such seating as set forth in the Consent Decree, and will update the seating chart in the box office and on its website to notify patrons where such seats are located.



# Exh. 4B Seating Chart for St. James Theatre

## STAGE

BOX B		BOX A	
2	1	1	2
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AA		BB	
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<b>Exh. 5A Architectural Modifications to Walter Kerr Theatre</b>				
	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
1	There is a pair of doors. There must be a minimum clear opening of 32" when one door is open. 1991 Standards 4.1.6(1)(b)&(d), 4.1.3(7)&(8), 4.13.5.	At the entrance door to the vestibule with the ticket window, the clear opening of one door leaf is 26".	206.5, 404.2.3	Juamcyn shall maintain an automated system that will open both doors at the same time.
2	There is a pair of doors. There must be a minimum clear opening of 32" when one door is open. 1991 Standards 4.1.6(1)(b)&(d), 4.1.3(7)&(8), 4.13.5.	At the door between the vestibule and the theatre, the clear opening of one door leaf is about 26".	206.5, 404.2.3	Juamcyn shall maintain its policy that theatre staff are present to open and close these doors during performance time.
3	Maneuvering space at the door cannot slope more than 2%. 1991 Standards 4.1.6(1)(b), 4.1.3(7)&(8), 4.13.6.	The maneuvering space on the exterior side of the interior door of the entrance door has a slope of 8.6%.	206.5, 404.2.4.4	Juamcyn shall install a signaling device at the entrance that alerts the box office. If a patron activates the device, a Juamcyn representative at the box office shall then meet the patron at the entrance and assist such patron to purchase tickets. During performance time, a Juamcyn representative shall assist people who use wheelchairs to navigate the entryway into the theatre from the vestibule and shall provide a wheelchair to a patron requesting one to navigate the entryway.
4	Maneuvering space at the door cannot slope more than 2%. 1991 Standards 4.1.6(1)(b), 4.1.3(7)&(8), 4.13.6.	The maneuvering space at the door between the vestibule and the theatre, on the vestibule side has a slope that ranges between 2.9% and 8.6%.	206.5, 404.2.4.4	Juamcyn shall maintain its policy that theatre staff are present to open and close these doors during performance time. During performance time, a Juamcyn representative shall assist people who use wheelchairs to navigate the entryway into the theatre from the vestibule and shall provide a wheelchair to a patron requesting one to navigate the entryway.
5	Maneuvering space at the door cannot slope more than 2%. 1991 Standards 4.1.6(1)(b), 4.1.3(7)&(8), 4.13.6.	The maneuvering space at the door between the vestibule and the theatre, on the theatre side has a slope of 7.7%.	206.5, 404.2.4.4	Juamcyn shall install a signaling device at the entrance that alerts the box office. If a patron activates the device, a Juamcyn representative at the box office shall then meet the patron at the entrance and assist such patron to purchase tickets. During performance time, a Juamcyn representative shall assist people who use wheelchairs to navigate the entryway into the theatre from the vestibule and shall provide a wheelchair to a patron requesting one to navigate the entryway.

<b>Exh. 5A Architectural Modifications to Walter Kerr Theatre</b>				
	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
6	The counter must have a 36"-wide portion that is no higher than 36". 1991 Standards 4.1.6(1)(b), 7.2(1).	In the vestibule, the entire ticket counter is 40 1/2" to 41 1/2" above the floor.	227.3, 904.4	Juamcyn shall install a pass-through door with a tray, the base of which is at a compliant height and consistent with the pass-through door with a tray installed at the Eugene O'Neill Theatre.
7	The counter must have a 36"-wide portion that is no higher than 36". 1991 Standards 4.1.6(1)(b), 7.2(1).	The bar counter is 45" above the floor.	227.3, 904.4	Juamcyn shall remove the existing display window, which is located at a lowered portion of the bar, and designate that area of the bar as the compliant lowered portion.
8	The service counter must be on an accessible route. Therefore, the clear floor space cannot slope more than 5% without being constructed as a ramp. 1991 Standards 4.1.6(1)(b), 7.2.	In the vestibule, the clear floor space at the ticket counter slopes 8.6%.	227.3, 904.4, 305.2	Juamcyn shall install a signaling device at the entrance that alerts the box office. If a patron activates the device, a Juamcyn representative at the box office shall then meet the patron at the entrance and assist such patron to purchase tickets. During performance time, a Juamcyn representative shall assist people who use wheelchairs to navigate the entryway into the theatre from the vestibule and shall provide a wheelchair to a patron requesting one to navigate the entryway.
9	The service counter must be on an accessible route. Therefore, the clear floor space cannot have a cross slope of more than 2%. 1991 Standards 4.1.6(1)(b), 7.2.	The clear floor space at the bar has a cross slope of 3.5%.	227.3, 904.4, 305.2	Juamcyn shall remove the existing display window, which is located at a lowered portion of the bar, and designate that area of the bar as the compliant lowered portion.
10	An accessible route must connect the entrance to all the accessible rooms, spaces, and elements in the facility. 1991 Standards 4.1.6(1)(b), 4.1.3(1).	The accessible routes to the drinking fountains are blocked by flights of steps.	206.3	Juamcyn has removed the drinking fountains.

Exh. 5A Architectural Modifications to Walter Kerr Theatre				
	Requirement	Description	Citation for Remediation (2010 ADA Std)	Architectural Modification (as observed during inspection by the Government on July 27, 2020)
11	Fifty percent of the drinking fountains on the floor must have the spout no higher than 36" and 50% must have the spouts mounted at a standard height. 1991 Standards 4.1.6(1)(b), 4.1.3(10), 4.15.2.	There are 2 drinking fountains. Both are mounted more than 36" of the floor.	211, 602.7	Juamcyn has removed the drinking fountains.
12	Fixed assembly seating is provided. Therefore, accessible wheelchair spaces must be provided. 1991 Standards 4.1.6(1)(b), 4.1.3(19)(a).	There are 944 fixed assembly seats. Under 2010 Standards 221.2, 9 accessible wheelchair seating locations must be provided.	221.2, 221.2, 221.2.3.2	Juamcyn shall provide accessible wheelchair seating as set forth in Exhibit 5B, shall sell tickets for such seating as set forth in the Consent Decree, and will update the seating chart in the box office and on its website to notify patrons where such seats are located.
13	Fixed assembly seating is provided. Therefore, 1% of the fixed seats must be aisle seats with no armrests on the aisle side, or have removable or folding armrests on the aisle side. These seats must be dispersed among all seating categories.  Signage notifying patrons of the availability of such seats must be posted at the ticket office. 1991 Standards 4.1.6(1)(b), 4.1.3(19)(a).	At least 5 percent of the total number of aisle seats must have removable armrests. 2010 Standards 221.4. There are 138 aisle seats. Accordingly, 7 aisle seating locations must be provided.	221.4	Juamcyn shall provide accessible aisle transfer seating as set forth in Exhibit 5B, shall sell tickets for such seating as set forth in the Consent Decree, and will update the seating chart in the box office and on its website to notify patrons where such seats are located.

Exh. 5A Architectural Modifications to Walter Kerr Theatre				
	Requirement	Description	Citation for Remediation (2010 ADA Stds)	Architectural Modification (as observed during inspection by the Government on July 27, 2020)
14	There are fixed seats and an audio amplification system. Therefore, an assistive listening system must be provided. 1991 Standards 4.1.6(1)(b), 4.1.3(19)(b).	No signs notify patrons that an assistive listening system is provided.	219	Juamcyn has installed and shall maintain compliant signage in the box office lobby.
15	A permanently installed assistive listening system is provided. The number of receivers to be provided shall equal to at least 4% of the seats provided. 1991 Standards 4.1.6(1)(b), 4.1.3(19)(b).	There are 944 seats. Therefore, 38 receivers must be provided.	219.3	Juamcyn shall maintain at least 38 receivers.
16	Objects may not protrude into the circulation path by more than 4" if the underside is more than 27" but less than 80" above the floor. 1991 Standards 4.1.6(1)(b), 4.1.3(2), 4.4.1.	In the corridor outside the Unisex Toilet Room, the underside of a wall-mounted box is 39 1/2" to 42" above the floor and projects 9 1/4" into the circulation path.	204.1, 307.2	Juamcyn shall install a bar or box in, or install an otherwise detectable barrier, underneath the wall-mounted box.
17	Overhead objects along circulation paths must be at least 80" above the floor. 1991 Standards 4.1.6(1)(b), 4.1.3(2), 4.4.2.	In the corridor outside the Unisex Toilet Room, underside of bulkhead is between 76" and 77 1/2" above the floor.	204.1, 307.4	Juamcyn shall add warning stripes.
18	Overhead objects along circulation paths must be at least 80" above the floor. 1991 Standards 4.1.6(1)(b), 4.1.3(2), 4.4.2.	The ceiling in the Unisex Toilet Room is only 72 1/2" above the floor.	204.1, 307.4	Juamcyn shall add warning stripes.

Exh. 5A Architectural Modifications to Walter Kerr Theatre				
	Requirement	Description	Citation for Remediation (2010 ADA Stds)	Architectural Modification (as observed during inspection by the Government on July 27, 2020)
19	Accessible route cannot have a cross slope that is more than 2%. 1991 Standards 4.1.6(1)(b), 4.1.3(1), 4.3.7.	The accessible route to the Unisex Toilet Room along the left-most aisle has a cross slope ranging between 2% and 11.6%.	206.1, 403.3	Juamcyn shall maintain the existing accessible route's cross slopes.
20	Accessible route may narrow to 32" for a distance of no more than 24". 1991 Standards 4.1.6(1)(b), 4.1.3(2), 4.4.1.	The accessible route to the Unisex Toilet Room near seats K17 and J15, the accessible route narrows to only 30" wide.	206.1, 403.5	<p>Juamcyn shall make adjustments to seats in the area of Rows G-K to increase the width of the accessible route to the Unisex Toilet Room. If and to the extent Juamcyn is unable to increase that section of the aisle to a width that meets the cited Standards, then Juamcyn shall maintain the following policy:</p> <p>During performance time, a Juamcyn representative shall be available to assist any patron who needs to access the Unisex Toilet Room and who is unable to maneuver that section of the accessible route by escorting such patron to and from the Unisex Toilet Room by an alternate route – specifically through the front doors of the theater and then bringing the patron back into the theater through the doorway that leads directly into the area of the Unisex Toilet Room.</p>
21	Clear floor space at the toilet must be at least 60" wide and 56" deep. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.16.2.	In the Unisex Toilet Room, the walls are not parallel and perpendicular to the toilet centerline. Therefore, the width of the clear floor space varies and is less than 60" wide.	213.2, 604.3	Juamcyn shall maintain the existing clear floor space.
22	Maneuvering space at the door cannot slope more than 2%. 1991 Standards 4.1.6(1)(b), 4.1.3(7)&(8), 4.13.6.	The maneuvering space at the Unisex Toilet Room has a slope of 7.0% to latch side of the door.	206.5, 404.2.4.4	Juamcyn shall install an automatic door opener to facilitate entry to the Unisex Toilet Room.



<b>Exh. 5A Architectural Modifications to Walter Kerr Theatre</b>				
	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
23	A forward approach to the push side of the door is required. Therefore, the maneuvering space must be 48" deep and the width of the door. 1991 Standards 4.1.6(1)(b), 4.1.3(7)&(8), 4.13.6.	The maneuvering space at the Unisex Toilet Room door is only 45 1/2" deep.	206.5, 404.2.4	Juamcyn shall install an automatic door opener to facilitate entry to the Unisex Toilet Room.
24	Toilet room must have an unobstructed turning space of either a 60" diameter circle or a 60" T-turn. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.22.3.	In the Unisex Toilet Room, the turning space is only 48" wide.	213.2, 603.2.1	Juamcyn shall maintain the existing turning space.
25	Top of the lavatory and counter cannot be higher than 34". 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.19.2.	In the Unisex Toilet Room, the top of the lavatory is 34 1/2" above the floor.	213.2, 606.3	Juamcyn shall maintain the top of the lavatory at a compliant height.
26	Centerline of toilet must be 18" from sidewall. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.16.2.	In the Unisex Toilet Room, the walls are not parallel and perpendicular to the toilet centerline. Therefore, the toilet centerline distance from the sidewall varies. The centerline is more than 18" from the sidewall.	213.2, 604.2	Juamcyn shall adjust the centerline of the toilet to the compliant distance.
27	A rear wall and a sidewall grab bar must be provided at the toilet. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.16.4.	In the Unisex Toilet Room, the grab bar on the rear wall at the toilet is missing.	213.2, 604.5	Juamcyn shall provide a grab bar on the rear wall.

<b>Exh. 5A Architectural Modifications to Walter Kerr Theatre</b>				
	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
28	Pipes under the lavatory must be insulated to protect a person from burns and from sharp or abrasive edges. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.19.4.	In the Unisex Toilet Room, the pipes under the lavatory are not insulated.	213.2, 606.5	Juamcyn shall maintain the insulation of the pipes under the lavatory.
29	The toilet flush control must be on the open side of the toilet. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.16.5.	In the Unisex Toilet Room, the toilet flush control is on the wall side.	213.2, 604.6	Juamcyn shall maintain the toilet flush control with an automatic flush control system.
30	When provided, the toilet paper dispenser must be mounted on the sidewall that is closest to the toilet. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.16.6.	In the Unisex Toilet Room, the toilet paper dispenser is not mounted on the wall that is closest to the toilet.	213.2, 604.7	Juamcyn shall maintain the toilet paper dispenser on the sidewall closest to the toilet.
31	The clothes hook must be within reach. A side reach is possible. Therefore, the hook must be within 54" of the floor. 1991 Standards 4.1.6(1)(b), 4.1.3(12), 4.25.3.	In the Unisex Toilet Room, the clothes hook is 55 1/4" above the floor.	225, 811.3	Juamcyn shall maintain the clothes hook at a compliant height.
32	Each public and common use toilet room must be accessible. 1991 Standards 4.1.6(1)(b), 4.1.3(11).	The Men's Room does not have any accessible features.	213.2	Juamcyn shall maintain an accessible Unisex Toilet Room as an alternative. Juamcyn shall maintain the lowered urinal in the Men's Room.
33	Changes in level that are no more than 1/2" require a ramp, platform lift, or elevator. 1991 Standards 4.1.6(1)(b), 4.1.3(1), 4.3.8.	The accessible route to the Men's Room is blocked by a flight of steps.	206.1, 303.4	Juamcyn shall maintain an accessible Unisex Toilet Room as an alternative.



<b>Exh. 5A Architectural Modifications to Walter Kerr Theatre</b>				
	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
34	When not all toilet rooms are accessible, each toilet room must be identified by an International Symbol of Accessibility (ISA) or provide signage that directs to the nearest accessible toilet room. 1991 Standards 4.1.6(3)(e)(iii), 4.1.7(7)(d), 4.30.1	The Men's Room does not have an ISA and does not have signage that directs one to the nearest accessible toilet room.	216.8, 703	Juamcyn shall provide compliant signage notifying patrons of the availability of an accessible bathroom and encouraging them to request directions from a Juamcyn representative.
35	When a room identification sign is provided, an accessible sign must be mounted on the wall adjacent to the latch side of the door. 1991 Standards 4.1.6(1)(b), 4.1.3(16)(a), 4.30.6.	At the Men's Room, the room identification sign is mounted on the door. It appears that the door remains open during events. The sign has no accessible features.	216.2, 703.4.2	Juamcyn shall mount an accessible sign adjacent to the latch side of the door.
36	Each public and common use toilet room must be accessible. 1991 Standards 4.1.6(1)(b), 4.1.3(11).	The Women's Room does not have any accessible features.	213.2	Juamcyn shall maintain an accessible Unisex Toilet Room as an alternative. Juamcyn shall install compliant grab bars in the widened stall in the Women's Room.
37	Changes in level that are no more than 1/2" require a ramp, platform lift, or elevator. 1991 Standards 4.1.6(1)(b), 4.1.3(1), 4.3.8.	The accessible route to the Women's Room is blocked by a flight of steps.	206.1, 303.4	Juamcyn shall maintain an accessible Unisex Toilet Room as alternative.

Exh. 5A Architectural Modifications to Walter Kerr Theatre				
	Requirement	Description	Citation for Remediation (2010 ADA Std)	Architectural Modification (as observed during inspection by the Government on July 27, 2020)
38	When not all toilet rooms are accessible, each toilet room must be identified by an International Symbol of Accessibility (ISA) or provide signage that directs to the nearest accessible toilet room. 1991 Standards 4.1.6(3)(e)(iii), 4.1.7(7)(d), 4.30.1	The Women's Room does not have an ISA and does not have signage that directs one to the nearest accessible toilet room.	216.8, 703	Juamcyn shall provide compliant signage notifying patrons of the availability of an accessible bathroom and encouraging them to request directions from a Juamcyn representative.
39	When a room identification sign is provided, an accessible sign must be mounted on the wall adjacent to the latch side of the door. 1991 Standards 4.1.6(1)(b), 4.1.3(16)(a), 4.30.6.	At the Women's Room, the room identification sign is mounted on the door. It appears that the door remains open during events. The sign has no accessible features.	216.2, 703.4.2	Juamcyn shall mount an accessible sign adjacent to the latch side of the door.

**Exh. 4A Architectural Modifications to St. James Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
	These seats must be dispersed among all seating categories. Signage notifying patrons of the availability of such seats must be posted at the ticket office. 1991 Standards 4.1.6(1)(b), 4.1.3(19)(a).	Accordingly, 13 aisle seating locations must be provided.		
17	There are fixed seats and an audio amplification system. Therefore, an assistive listening system must be provided. 1991 Standards 4.1.6(1)(b), 4.1.3(19)(b).	No signs notify patrons that an assistive listening system is provided.	219	Juamcyn has installed and shall maintain compliant signage in the box office lobby, by use of display screens.
18	A permanently installed assistive listening system is provided. The number of receivers to be provided shall equal to at least 4% of the seats provided. 1991 Standards 4.1.6(1)(b), 4.1.3(19)(b).	There are 1701 seats. Therefore, 68 receivers must be provided.	219.3	Juamcyn shall provide at least 68 receivers.

**Exh. 4A Architectural Modifications to St. James Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
19	The clothes hook must be within reach. A side reach is possible. Therefore, the hook must be within 54" of the floor. 1991 Standards 4.1.6(1)(b), 4.1.3(12), 4.25.3.	In the accessible toilet room, the clothes hook is 65 1/2" above the floor.	225, 308, 811.3	Juamcyn shall lower the clothes hook to a height of 48".
20	Controls must be within reach. A side reach is possible. Therefore, the controls must be within 54" of the floor. 1991 Standards 4.1.6(1)(b), 4.1.3(13), 4.27.3.	In the accessible toilet room, the paper towel dispenser is 55" above the floor.	205, 309.2	Juamcyn shall maintain the paper towel dispenser at a compliant height.
21	Toilet uses a side approach. Thus the clear floor space must be at least 48" wide and 56" deep. The lavatory, which may overhang the clear floor space, must be at least 36" from the toilet sidewall. 1991 Stds 4.1.6(1)(b), 4.1.3(11), 4.16.2.	In the accessible toilet room, the lavatory is only 35" from the toilet sidewall.	213.2, 604.3.2	Juamcyn shall maintain the lavatory at a compliant distance from the sidewall.
22	When provided, the entire toilet paper dispenser must be no more than 36" from the rear wall. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.16.6.	In the accessible toilet room, the far side of the toilet paper dispenser is about 47" from the rear wall.	213.2, 604.7	Juamcyn shall maintain the toilet paper dispenser to a compliant distance from the rear wall.

**Exh. 4A Architectural Modifications to St. James Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
23	The rear grab bar at the toilet must be at least 36" long. From the centerline of the toilet, the grab bar must extend at least 12" in each direction. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.16.4.	In the accessible toilet room, the rear grab bar is only 24" long. From the centerline, it only extends about 8" to the corner.	213.2, 604.5.2	Juamcyn shall maintain a grab bar that is at least 36" long.
24	When not all toilet rooms are accessible, each toilet room must be identified by an International Symbol of Accessibility (ISA) or provide signage directing to the nearest accessible toilet room. 1991 Stds 4.1.6(3)(e)(iii), 4.1.3(7)(D), 4.30.1	The Men's Room does not have an ISA and does not have signage that directs one to the nearest accessible toilet room.	216.8, 703	Juamcyn shall provide compliant signage notifying patrons of the availability of an accessible bathroom and encouraging them to request directions from a Juamcyn representative.
25	Changes in level that are no more than 1/2" require a ramp, platform lift, or elevator. 1991 Standards 4.1.6(1)(b), 4.1.3(1), 4.3.8.	The accessible route to the Men's Room is blocked by a flight of steps.	206.1, 303.4	Juamcyn shall maintain an Accessible Toilet Room as an alternative.
26	Each public and common use toilet room must be accessible. 1991 Standards 4.1.6(1)(b), 4.1.3(11).	The Men's Room does not have any accessible features.	213.2	Juamcyn shall maintain an Accessible Toilet Room as an alternative. Juamcyn shall maintain the lowered urinal at each of the Men's rooms at the basement level and mezzanine level.

**Exh. 4A Architectural Modifications to St. James Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
27	When not all toilet rooms are accessible, each toilet room must be identified by an International Symbol of Accessibility (ISA) or provide signage directing to the nearest accessible toilet room. 1991 Stds 4.1.6(3)(e)(iii), 4.1.3(7)(D), 4.30.1	The Women's Room does not have an ISA and does not have signage that directs one to the nearest accessible toilet room.	216.8, 703	Juamcyn shall provide compliant signage notifying patrons of the availability of an accessible bathroom and encouraging them to request directions from a Juamcyn representative.
28	Changes in level that are no more than 1/2" require a ramp, platform lift, or elevator. 1991 Standards 4.1.6(1)(b), 4.1.3(1), 4.3.8.	The accessible route to the Women's Room is blocked by a flight of steps.	206.1, 303.4	Juamcyn shall maintain an Accessible Toilet Room as an alternative.
29	Each public and common use toilet room must be accessible. 1991 Standards 4.1.6(1)(b), 4.1.3(11).	The Women's Room does not have any accessible features.	213.2,	Juamcyn shall maintain an Accessible Toilet Room as an alternative. Juamcyn shall maintain an auto-flush system, modify the grab bars, and install a lowered clothes hook and a properly located toilet paper dispenser in the widened stalls in the Women's toilet room on the basement level.

**Exh. 3A Architectural Modifications to Eugene O'Neill Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Std)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
23	When not all toilet rooms are accessible, each toilet room must be identified by an International Symbol of Accessibility (ISA) or provide signage that directs one to the nearest accessible toilet room. 1991 Standards 4.1.6(3)(e)(iii), 4.1.2(7)(d), 4.30.1	The Women's Room does not have an ISA and does not have signage that directs one to the nearest accessible toilet room.	216.8, 703	Juamcyn shall maintain signage that directs patrons to speak with a Juamcyn representative if they need an accessible restroom.
24	Changes in level that are no more than 1/2" require a ramp, platform lift, or elevator. 1991 Standards 4.1.6(1)(b), 4.1.3(1), 4.3.8.	The accessible route to the Women's Room is blocked by a flight of steps.	206.1, 303.4	Juamcyn shall continue to provide an accommodation by offering patrons the use of an alternative accessible toilet room.
25	Each public and common use toilet room must be accessible. 1991 Standards 4.1.6(1)(b), 4.1.3(11).	The Women's Room does not have any accessible features.	213.2	Juamcyn shall maintain a longer and wider bathroom stall with an automatic flush control and grab bars at the Women's Room.
26	Room identification signs must have raised characters that are in upper case and are 5/8" to 2" tall. The message must be repeated in braille. 1991 Standards 4.1.6(1)(b), 4.1.3(16)(a), 4.30.4.	At the Men's Toilet Room in Time Hotel, the sign characters are only 7/16" tall.	216.2, 703	Compliant room identification signs at the Men's and Women's bathrooms have been installed. No further action by Juamcyn is required.
27	Common use interior doors that are required for passage must be openable with no more than 5 pounds force. 1991 Standards 4.1.6(1)(b), 4.1.3(7)&(8), 4.13.10.	The door to the Men's Toilet Room in Time Hotel requires more than pounds force to operate.	206.5, 404.2.9	The doors have been replaced and now can be opened with no more than 5 pounds of force. No further action by Juamcyn is required.

**Exh. 3A Architectural Modifications to Eugene O'Neill Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Std)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
28	The pull side of the door requires a forward approach. Therefore, the maneuvering space must be 60" deep and must extend 18" to the side of the latch. 1991 Standards 4.1.6(1)(b), 4.1.3(7)&(8), 4.13.6.	In the Men's Toilet Room in Time Hotel, a privacy wall reduces the maneuvering space for the door to 0" beside the latch side of the door 55 1/2" from the door.	206.5, 404.2.4	The maneuvering space is now at least 60" deep and extends at least 18" to the side of the latch. No further action by Jujamcyn is required.
29	Objects may not protrude into the circulation path by more than 4" if the underside is more than 27" but less than 80" above the floor. 1991 Standards 4.1.6(1)(b), 4.1.3(2), 4.4.1.	In the Men's Toilet Room in Time Hotel, the underside of a paper towel dispenser is about 56 1/2" above the floor and projects about 8" into the circulation path.	204.1, 307.2	The paper towel dispenser protrudes into the circulation path by more than 4". The Government reserves the right to raise this issue with the Time Hotel. No further action by Jujamcyn is required.
30	Controls must be within reach. A side reach is possible. Therefore, the controls must be within 54" of the floor. 1991 Standards 4.1.6(1)(b), 4.1.3(13), 4.27.3.	In the Men's Toilet Room in Time Hotel, the paper towel dispenser is 56 1/2" above the floor.	205, 308.3, 309.2	The paper towel dispenser shall be moved so the control is no higher than 48" above the floor. The Government reserves the right to raise this issue with the Time Hotel. No further action by Jujamcyn is required.
31	Accessible route may narrow to 32" for a distance of no more than 24". 1991 Standards 4.1.6(1)(b), 4.1.3(2), 4.4.1.	In the Men's Toilet Room in Time Hotel, the accessible route to the urinal narrows to only 26 1/2" wide between the toilet stall and privacy wall.	206.1, 403.5	The dimensions of the accessible route to the urinal remain as is. The Government reserves the right to raise this issue with the Time Hotel. No further action by Jujamcyn is required.
32	The rim of the accessible urinal must be within 17" of the floor. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.18.2.	In the Men's Toilet Room in Time Hotel, the rim of the urinal is 20 1/2" above the floor.	213.3, 605.2	One urinal has been lowered. No further action by Jujamcyn is required.



**Exh. 3A Architectural Modifications to Eugene O'Neill Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Stds)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
33	The clear floor space at the urinal must be at least 30" wide. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.18.2.	In the Men's Toilet Room in Time Hotel, the width between the urinal privacy pilasters is only about 28".	213.3, 605.3	The urinal area (entry) is approximately 30" wide. No further action by Jujamcyn is required.
34	Urinal flush control must be no higher than 44" above the floor. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.18.4.	In the Men's Toilet Room in Time Hotel, the urinal flush control is 50" above the floor.	213.2, 605.4	Urinal controls are now no higher than 44" above the floor. No further action by Jujamcyn is required.
35	The front partition of the toilet partition does not provide toe clearance underneath. Therefore, the stall must be more than 60" deep. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.17.4.	In the Men's Toilet Room in Time Hotel, there is no toe space under the stall wall and the stall is only 59" deep.	213.2, 604.8.1.4	The stall shall is now more than 60" deep and has toe space under the stall wall. If it is wall hung the 2010 standards require an additional 6" on 56", which is 62". The Government reserves the right to raise this issue with the Time Hotel. No further action by Jujamcyn is required.
36	Toilet stall door must be within 4" of the corner that is farthest from the toilet. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.17.3.	In the Men's Toilet Room in Time Hotel, the stall door is 7 1/2" from the farthest corner.	213.2, 604.8.1.2	The toilet room door has been changed and is now within 4" of the corner that is farthest from the toilet. No further action by Jujamcyn is required.
37	Clear space between the grab bars and the walls must be 1 1/2". 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.17.6.	In the Men's Toilet Room in Time Hotel, there is a 2" clear space between the grab bars and the walls.	213.2, 604.5, 609.3	The grab bar clear space from the wall is now within 1 1/2". No further action by Jujamcyn is required.
38	There must be at least 12" of clear space above the grab bar. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.17.6.	In the Men's Toilet Room in Time Hotel, the toilet paper dispenser reduces the clear space to 6" above the sidewall grab bar.	213.2, 604.5, 609.3	The toilet paper dispenser reduces the clear space above the grab bar such that there is not at least 12" of clear space above the grab bar. The Government reserves the right to raise this issue with the Time Hotel. No further action by Jujamcyn is required.

**Exh. 3A Architectural Modifications to Eugene O'Neill Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Std)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
39	Room identification signs must have raised characters that are in upper case and are 5/8" to 2" tall. The message must be repeated in braille. 1991 Standards 4.1.6(1)(b), 4.1.3(16)(a), 4.30.4.	At the Women's Toilet Room in Time Hotel, the sign characters are only 7/16" tall.	216.2, 703	Compliant room identification signs at the Men's and Women's bathrooms have been installed. No further action by Jujamcyn is required.
40	Common use interior doors that are required for passage must be openable with no more than 5 pounds force. 1991 Standards 4.1.6(1)(b), 4.1.3(7)&(8), 4.13.10.	The door to the Women's Toilet Room in Time Hotel requires more than pounds force to operate.	206.5, 404.2.9	The doors now can be opened with no more than 5 pounds of force. No further action by Jujamcyn is required.
41	The pull side of the door requires a forward approach. Therefore, the maneuvering space must be 60" deep and must extend 18" to the side of the latch. 1991 Standards 4.1.6(1)(b), 4.1.3(7)&(8), 4.13.6.	In the Women's Toilet Room in Time Hotel, the maneuvering space extends only 13 1/2" beside the latch side of the door.	206.5, 404.2.4	The maneuvering space extends more than 18" to the latch side of the door and is more than 60" deep. No further action by Jujamcyn is required.
42	Controls must be within reach. A side reach is possible. Therefore, the controls must be within 54" of the floor. 1991 Standards 4.1.6(1)(b), 4.1.3(13), 4.27.3.	In the Women's Toilet Room in Time Hotel, the paper towel dispenser is about 56" above the floor.	205, 308.3, 309.2	The paper towel dispenser should be moved so the control is no higher than 48" above the floor. The Government reserves the right to raise this issue with the Time Hotel. No further action by Jujamcyn is required.
43	The front partition of the toilet partition does not provide toe clearance underneath. Therefore, the stall must be more than 60" deep. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.17.4.	In the Women's Toilet Room in Time Hotel, there is no toe space under the stall wall and the stall is only about 59" deep.	213.2, 604.8.1.4	The stall is now more than 60" deep and has toe space under the stall wall. If it is wall hung the 2010 Standards require an additional 6" on 56", which is 62". The Government reserves the right to raise this issue with the Time Hotel. No further action by Jujamcyn is required.
44	Toilet stall door must be within 4" of the corner that is farthest from the toilet. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.17.3.	In the Women's Toilet Room in Time Hotel, the stall door is about 7" from the farthest corner.	213.2, 604.8.1.2	The stall door is now within 4" of the corner that is farthest from the toilet. No further action by Jujamcyn is required.

**Exh. 3A Architectural Modifications to Eugene O'Neill Theatre**

	<b>Requirement</b>	<b>Description</b>	<b>Citation for Remediation (2010 ADA Std)</b>	<b>Architectural Modification (as observed during inspection by the Government on July 27, 2020)</b>
45	The grab bars must be between 33" and 36" above the floor. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.17.6.	In the Women's Toilet Room in Time Hotel, the grab bars at the toilet are 28" above the floor.	213.2, 604.8.1.5	The grab bars are now between 33" and 36" above the floor. No further action by Jujamcyn is required.
46	Clear space between the grab bars and the walls must be 1 1/2". 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.17.6.	In the Women's Toilet Room in Time Hotel, there is a 2" clear space between the grab bars and the walls.	213.2, 604.5, 609.3	The clear space between the grab bars and the wall is approximately 1 1/2". No further action by Jujamcyn is required.
47	There must be at least 12" of clear space above the grab bar. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.17.6.	In the Women's Toilet Room in Time Hotel, the toilet paper dispenser reduces the clear space to 10" above the sidewall grab bar.	213.2, 604.5, 609.3	The clear space above the grab bar is now at least 12" and no obstructions exist. No further action by Jujamcyn is required.
48	Centerline of toilet must be 18" from sidewall. 1991 Standards 4.1.6(1)(b), 4.1.3(11), 4.17.2.	In the Women's Toilet Room in Time Hotel, the toilet centerline is 19" from the sidewall.	213.2, 604.2	The centerline of the toilet should be adjusted to 18" from the sidewall. The Government reserves the right to raise this issue with the Time Hotel. No further action by Jujamcyn is required.

**Exh. 5B Seating Chart for Walter Kerr Theatre**

**BOX B**

2	1
4	3
6	5
8	7

Totals	5	7
	Wheelchair Locations	Aisle Transfers

## ORCHESTRA

[illegible]

## MEZZANINE

	21	19	17	15	13	11	9	7	5	3	1	A	
25	23	21	19	17	15	13	11	9	7	5	3	1	B
25	23	21	19	17	15	13	11	9	7	5	3	1	C
25	23	21	19	17	15	13	11	9	7	5	3	1	D
25	23	21	19	17	15	13	11	9	7	5	3	1	E
25	23	21	19	17	15	13	11	9	7	5	3	1	F
25	23	21	19	17	15	13	11	9	7	5	3	1	G
25	23	21	19	17	15	13	11	9	7	5	3	1	H
	23	21	19	17	15	13							J

41	39	37	35	33	31	29	27	25	23	21	19	17	15	13	11	9	7	5	3	1											
A																															
2		4	6	8	10	12	14	16	18	20	22	24	26	28	30	32	34	36	38	40	42										
B																															
31	29	27	25	23	21	19	17	15	13	11	9	7	5	3	1																
																2	4	6	8	10	12	14	16	18	20	22	24	26	28	30	32

## BALCONY