

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION**

**DISABILITY RIGHTS FLORIDA, INC.
On behalf of its Clients and Constituents,**

Plaintiff,

v.

Case No. 3:18cv179-HES-PBD

**JULIE JONES, Secretary, Florida Department
Of Corrections in her Official Capacity and
FLORIDA DEPARTMENT OF CORRECTIONS,
an Agency of the State of Florida,**

Defendants.

**JOINT NOTICE OF SUBSTANTIAL COMPLIANCE AND
TERMINATION OF THE COURT'S JURISDICTION**

In accordance with this Court's September 7, 2022, Order, Defendants, the Secretary of the Florida Department of Corrections, and the Florida Department of Corrections ("FDC"), and Plaintiff, Disability Rights Florida, hereby give notice of substantial compliance with the Second Amended Settlement Agreement. The third period of focused settlement monitoring concluded on January 12, 2024, at Dade Correctional Institution, and the final monitoring report was received on January 30, 2024. Section VI.A.8. of Second Amended Settlement Agreement states:

Substantial compliance shall be reached when the FDC obtains eighty (80) percent compliance at each institution for each of the items in the agreed upon monitoring tool for the second compliance monitoring period. Inpatient units that did not achieve eighty (80)

percent compliance for each of the items in the agreed upon monitoring tool during the second monitoring period will be subject to a limited third monitoring period. For each inpatient unit that requires a third monitoring period, substantial compliance shall be reached when the FDC obtains eighty (80) percent compliance for each item measured during the third monitoring period using the applicable screens in the agreed upon monitoring tools.

The FDC obtained eighty (80) percent or higher compliance at each of the remaining six institutions monitored, for each item measured during the third monitoring period, with the applicable screens detailed in Addendum A of the Second Amended Settlement Agreement. Accordingly, pursuant to Section VI.A.8., of the Second Amended Settlement Agreement, the FDC has reached substantial compliance.

Sections XIII.C.2. and 3., of the Second Amended Settlement Agreement state:

2. The terms of this Agreement and the jurisdiction of the Court shall commence upon the date of the Court's adoption of this Agreement as an order of the Court and shall extend from the date of adoption until July 1, 2024 or 60 days after the receipt of the final monitoring report, whichever is sooner.

3. The jurisdiction of the Court shall terminate on July 1, 2024 or 60 days after the receipt of the final monitoring report, whichever is sooner, unless Plaintiff files a motion to extend jurisdiction based on the argument that prospective relief remains necessary to correct a current and ongoing violation of the Federal rights.

Thus, pursuant to Sections XIII.C.2. and 3., of the Second Amended Settlement Agreement, and this Court's September 7, 2022, Order, the jurisdiction of this Court and the terms of the Settlement Agreement terminated on March 30, 2024, sixty (60) days after the receipt of the final monitoring report.

Respectfully submitted,

/s/ Peter P. Sleasman

PETER P. SLEASMAN

Florida Bar No.: 367931

PeterS@DisabilityRightsFlorida.org

Disability Rights Florida

4723-B NW 53rd Ave

Gainesville, FL 32653

Ph: (850) 488-0971

Fax: (850) 488-8640

/s/ Dorothy M. Burnsed

DOROTHY M. BURNSED

Special Counsel

Florida Bar No.: 0172782

Dorothy.Burnsed@fdc.myflorida.com

Florida Department of Corrections

501 S. Calhoun Street

Tallahassee, Florida 32399

Ph: (850) 717-3605

Fax: (850) 922-4355

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on April 2, 2024, I electronically filed the foregoing with the Clerk of Court by using the CM/ECF system which will send a notice of electronic filing to the following: Andrea Costello at andrea@floridalegal.org, Christophe Jones at christopher@floridalegal.org, David Boyer at Dboyer@droregon.org, George E. Schulz, Jr. at buddy.schulz79@outlook.com, Kathryn Jean Strobach at kathryns@disabilityrightsflorida.org, Kristen Cooley Lentz at klentz@rti.org, Laura Renstrom at laura.renstrom@hklaw.com, Peter Prescott Sleasman at peters@disabilityrightsflorida.org, Molly Jean Paris at mollyp@disabilityrightsflorida.org, and Qian Shen at qian.shen@hklaw.com.

/s/ Dorothy M. Burnsed
DOROTHY M. BURNSED
Special Counsel
Florida Bar No.:0172782
Dorothy.Burnsed@fdc.myflorida.com
Florida Department of Corrections
501 S. Calhoun Street
Tallahassee, Florida 32399
Ph: (850) 717-3605
Fax: (850) 922-4355