

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

R.J., et al.	)	
	)	
Plaintiffs,	)	
	)	Case No.: 12-cv-07289
vs.	)	
	)	Hon. Matthew F. Kennelly
	)	
JESSE MONTGOMERY,	)	
	)	
Defendant.	)	

**AGREED ORDER TO MAINTAIN COMPLIANCE  
WITH CONSENT DECREE**

This case is before the Court on the parties’ Joint Motion to Approve Agreed Order. The parties have advised the Court that the State of Illinois has not yet passed a budget appropriation for the State Fiscal Year beginning on July 1, 2016 (the “FY 2017 budget”). In the absence of a FY 2017 budget appropriation, Defendant shall continue to provide all programs, services and personnel required by the Consent Decree (Dkt. #33), the Remedial Plan (Dkt. #73), this Court’s July 17, 2014 and May 10, 2016 Supplemental Orders (Dkt. ##84, 165), and any further enforceable Supplemental Orders related to the Consent Decree and Remedial Plan. In entering this Order, this Court acknowledges that the Illinois State Comptroller has taken the position that, without an appropriation, the Comptroller does not have the authority to continue to make payments for current personnel that are necessary to maintain compliance with the Consent Decree, Remedial Plan, and Supplemental Orders unless specifically ordered to do so by the Court.

In order to maintain compliance with the Consent Decree, the Remedial Plan, and the Supplemental Orders, IT IS HEREBY ORDERED THAT:

1. Until the FY 2017 budget takes effect, July 1, 2017, or further order of the Court, the Comptroller shall continue to make all payments for all services, all current programs and all personnel, at a level no less than the levels paid in Fiscal Year 2015 and Fiscal Year 2016 that are necessary to comply with the Consent Decree, the Remedial Plan, and any Supplemental Orders related to the Consent Decree or Remedial Plan. This Order shall remain in effect until the earlier of the effective date of the FY 2017 budget, July 1, 2017, or until further order of court.

2. Defendant shall publish this Order by (i) posting it on the Illinois Department of Juvenile Justice ("IDJJ") website, and (ii) transmitting a copy of the Order to the Illinois Comptroller and to all IDJJ personnel, via email where available and by such other additional means as the Defendant employs for communications to the foregoing persons and entities in their usual course of business.

June 30, 2016

SO ORDERED

  
Matthew F. Kennelly  
United States District Judge

*for Matthew F. Kennelly*