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APR 11 2014
HEALTH FACILITIES & SERVICES REVIEW BOARD

April 10, 2014

VIA E-MAIL

Frank Urso, Esq.
General Counsel
Health Facilities Services and Review Board
122 South Michigan Avenue, 7th Floor
Chicago, IL 60603

Re: IL Department of Human Services Application to Discontinue the Warren G. Murray Developmental Center, Project #13-058

Dear Mr. Urso:

This letter is meant to confirm our conversation of yesterday concerning the placement on the agenda for April 22, 2014, of the application by the Department of Human Services for closure of the Murray Developmental Center.

As you are aware, there is a Federal injunction in place in connection with the closure process of the facility which provides that no resident whose guardian opposes transfer can be transitioned out of the facility. Obviously, under these circumstances, it would not be possible to close the facility. A hearing on a preliminary injunction was held in the case in January and the parties have just finished filing post trial briefs in connection therewith. While Judge Aspen has indicated he will make an expeditious decision, there is no way to anticipate when exactly a decision on the preliminary injunction will be made. Obviously, an action on the application should be deferred.

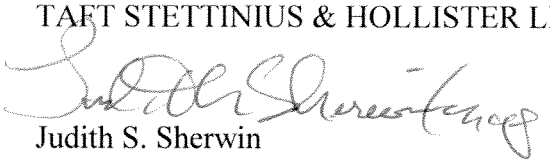
It is my understanding from you that the staff's recommendation is that the closure application be deferred until such time as a decision is made in the Federal case. You have indicated to me that you know of no reason why the Board would reject this recommendation and that the Board would not have a basis on which to go ahead and consider closure in light of the current status of the application.

In the event that your understanding on this matter changes, I would appreciate it if you would notify me.

Thank you for your attention to this matter.

Very truly yours,

TAFT STETTINIUS & HOLLISTER LLP



Judith S. Sherwin

JYS/ycp