

IT IS HEREBY DETERMINED AND ORDERED:

1. The class representatives and class counsel have adequately represented the class. The Class representatives and class counsel have been investigating and pursuing their claims since 2019, conducted substantial discovery, including ten depositions, and obtained extensive reports from three expert witnesses. They have obtained meaningful relief for the Class as a result of those efforts.

2. The Parties' proposed settlement was negotiated at arm's length. Negotiations lasted several years, involved two different facilitators, and dozens of meetings.

3. The Parties' proposed settlement provides adequate relief, taking into account the costs, risk and delay of trial and appeal, the effectiveness of distributing relief to the class, the terms of the proposed award of attorney's fees, including timing of payment, and the lack of any other agreements relating to the proposed settlement. The relief provided to class members through the proposed Consent Order and Judgment is substantial, and addresses much of the Plaintiffs' claims.

4. The Parties proposed settlement treats class members equitably relative to each other. In fact, all class members are treated identically, subject to any differences dictated by their individual clinical needs.

5. The Parties' proposed settlement is fair, just, equitable, reasonable, adequate, and in the best interest of the Class.

6. Notice of the settlement provided to the Class was consistent with the Court's prior order and is reasonable under the circumstances.

7. The settlement is hereby approved, and the Court will separately enter the proposed Consent Order and Judgment in order to implement the settlement.

8. As set forth in the Consent Order and Judgment (to be filed separately), the Court appoints Dr. Bandy X. Lee as Monitor.

9. The case will be marked administratively closed during the monitor period and either party may petition to have this case reopened to consider any compliance issues.

DATED: 7/30/2024

s/Christopher B. Brown
United States Magistrate Judge