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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA - WESTERN DIVISION

JENNY LISETTE FLORES, *et al.*,

Plaintiffs,

v.

WILLIAM BARR, Attorney General, *et al.*,

Defendants.

Case No. CV 85-4544-DMG(AGR_x)

[PROPOSED] ORDER ENFORCING
SETTLEMENT NOTWITHSTANDING
PUBLICATION OF FINAL RULE.

Before Hon. Dolly M. Gee
Hearing: None scheduled

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1 Before the Court is Plaintiffs’ motion (Dkt. #516) for a class-wide order
2 declaring Defendants U.S. Department of Homeland Security and U.S. Department
3 of Health and Human Services (“Defendants”) in breach of the settlement approved
4 by this Court on January 28, 1997 (“Settlement”).

5 The Court, having read and considered the parties’ respective memoranda of
6 law in support of and in opposition to Plaintiffs’ motion, and their respective
7 supplemental memoranda of law filed in accordance with the Court’s order of
8 November 20, 2018 (Dkt. #525), along with Plaintiffs’ accompanying declarations,
9 hereby grants Plaintiffs’ motion.

10 IT IS ACCORDINGLY ORDERED as follows:

11 1. Defendants’ regulations published August 23, 2019, 84 Fed. Reg. 44392
12 (“Final Regulations”), fail to implement, and are inconsistent with, the relevant and
13 substantive terms of the Settlement and accordingly constitute a breach of
14 Settlement ¶ 9.

15 2. Defendants shall continue to comply with the Settlement until 45 days
16 after they publish final regulations meeting the requirements of Settlement ¶ 9, or
17 until further order of this Court.

18 3. Defendants shall promptly issue instructions to all employees, agents, and
19 contractors whose duties require compliance with the Settlement directing them to
20 continue complying with all terms of the Settlement notwithstanding the Final
21 Regulations. Defendants shall promptly serve and file a copy of the instructions
22 issued pursuant to this Order.

23
24 Dated: September __, 2019.

25 _____
26 United States District Judge
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