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8	UNITED STATES DISTRICT COURT				
9	CENTRAL DISTRICT OF CALIFORNIA				
10	WESTERN DIVISION				
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12	LUCAS R., et al.,		Case No. (	CV 18-5741-	DMG (BFMx)
13	Plaintif	fs,		ANTING IOU	NT MOTION TO
14	V.		APPOINT N	MONITOR [41	9]
15	XAVIER BECERRA, So Department of Health an Services, et al.,	ecretary of U.S.			
16	Services, et al.,	u Human			
17	Defenda	ants.			
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On May 3, 2024, the Court approved the Parties' Settlement Agreements ("Agreements") to resolve Plaintiffs' Third and Fifth Claims for Relief in the First Amended Complaint. The Agreements provide that the Court will appoint a Monitor to oversee compliance with the Agreements. The Court agrees that such appointment is necessary under the Agreements and will assist the efforts of the Parties and the Court to ensure compliance with the Agreements.

Accordingly, UPON CONSIDERATION of the Parties' Joint Motion for Appointment of Monitor ("Joint Motion"), the Court hereby **GRANTS** the Parties' Joint Motion and **ORDERS** that Kathleen Noonan, J.D., is appointed as the Monitor for the Agreements with the authorities detailed in the Agreements.

**Fees and Expenses:** The Monitor shall be entitled to reimbursement of reasonable fees and expenses. These fees and expenses will be subject to an annual cap of \$600,000 collectively for both Agreements. On a monthly basis, the Monitor shall provide the Department of Health and Human Services ("HHS") with a detailed record of hours billed and expenses incurred in the preceding month. Any request by the Monitor to exceed this annual cap for demonstrated good cause must be approved by HHS and the Court.

If HHS disputes a bill from the Monitor, it shall have 15 days to review and submit objections to the Monitor or to request additional documentation from the Monitor. If any dispute over the Monitor's bill is not resolved within 30 days, HHS will submit the dispute to the Court for resolution.

**Monitoring Assistance:** The Monitor may identify in her discretion team members to assist her in all aspects of her monitoring work, such as data scientists, psychologists, or other doctors. These team members will be paid for their services, and these payments will be subject to the annual cap described above.

**Term of Monitoring:** The Monitor shall be appointed for the full duration of

<sup>&</sup>lt;sup>1</sup> The Court also approved the Parties' Settlement Agreement resolving Plaintiffs' Fourth Claim for relief, but that Agreement will not be monitored.

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