

National Center on Education, Disability, and Juvenile Justice
Class Action Litigation Involving Special Education Claims for Youth in Juvenile and Adult Correctional Facilities

Juvenile Cases				CLAIMS			
Case Name, Case Number, Court of Origin	Date Filed	Status	Type of Facility	IDEA/504/ Constitutional Claim/ADA	Right to Treatment	Disciplinary Practices	Conditions of Confinement
<i>A.C. v. McDonnell</i> Civ-95 WY 1838 U.S. Dist. Ct., Dist. of CO	07/21/95	Settlement Agreement 05/26/95	Training School & Evaluation	IDEA			
<i>Alexander S. v. Boyd</i> 3:90-3062-17 U.S. Dist. Ct. of SC	12/28/90	Trial 1994; Order 01/25/95	Detention & Training School	IDEA 504	X		X
<i>Andre H. v. Sobol</i> 84 Cir. 3114 U.S. Dist. Ct. of S. Dist. of NY	05/84	Stipulation & Order of Settlement 09/90	Detention	IDEA* 504			
<i>Anthony C. v. Pima Co.</i> Civ-82-501-TUC-ACM U.S. Dist. Ct. for Dist. of AZ	08/82	Stipulation & Agreement 01/20/85	Detention	IDEA* 504	X	X	X
<i>Bobby M. v. Chiles</i> TCA-82-7003 U.S. Dist. Ct. of No. Dist. of FL	01/83	Settlement Agreement 05/07/87	Training School	IDEA* 504	X	X	X
<i>Christina v. Bloomberg</i> Civ. 00-4036 US Dist. Ct. for Dist. of SD So. Div.	02/00	Settlement Agreement 11/08/00	Training School	IDEA	X		
<i>D.B. v. Casey</i> CA-91-6463 U.S. Dist. Ct. for E. Dist. of PA	10/16/91	Stipulation of Settlement 03/17/93	Training School	IDEA 504	X	X	X
<i>Doe v. Foti</i> Civ 93-1227 U.S. Dist. Ct. for E. Dist. of LA	04/13/93	Settlement on Education Issues 03/95	Detention & Training School	IDEA 504	X		X
<i>Doe v. Napper</i> 1-93-cv-642-JEC U.S. Dist. Ct. of No. Dist. of GA	03/26/93	Consent Decree 12/11/97	Detention	IDEA	X		X
<i>Doe v. Younger</i> 91-187 U.S. Dist. Ct. for E. Dist. of KY	11/21/91	Opinion & Order 09/04/96	Detention	IDEA 504	X		X
<i>Emily J. v. Rowland</i> 3:93CV944 (RNC) U.S. Dist. Ct., Dist. Of CT	10/25/93	Stipulated Agreement 06/24/02	Detention	IDEA 504	X	X	X

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<i>E.R. v. McDonnell</i> Civ 94-N-2816 U.S. Dist. Ct., Dist. of CO	12/08/94	Settlement Agreement & Order 05/95	Detention	IDEA	X	X	X
<i>Earl P. v. Hornbeck</i> N-85-2973 U.S. Dist. Ct. for Dist. of MD	07/85	Consent Decree 10/16/87	Training School	IDEA*			
<i>G.C. v. Coler</i> 87-6220 U.S. Dist. Ct. of S.D. of FL	11/87	Court Order of Dismissal on education issues. Consent Decree on balance of issues 02/89	Detention	IDEA* 504			X
<i>Gary H. v. Hegstrom</i> 77-1039-BU U.S. Dist. Ct. for Dist. of OR	12/23/77	Opinion in response to motion for injunction 12/17/84	Detention & Training School	IDEA* 504	X	X	X
<i>Horton v. Williams</i> C94-5429 RJB U.S. Dist. Ct., W.D. of WA	08/11/94	Settlement 7/26/95	Training School	IDEA 504, State Const 14th Amendment	X	X	X
<i>James v. Jones</i> C-89-0139-P(H) U.S. Dist. Ct., W. Div. of KY	01/07/93	Decision 05/05/93	Detention	8th Amendment	X		X
<i>James O. v. Marston</i> C-86-6L U.S. Dist. Ct., Dist of NH	01/86	Consent Decree 05/91	Detention & Training School	IDEA*			
<i>James v. Wilkinson</i> C-89-0139-P(H) U.S. Dist. Ct. for W. Dist. of KY	06/12/89	Agreed Order 09/13/00	Detention & Training School	8th & 14th Amendments	X	X	
<i>Jerry M. v. D.C.</i> 1519-85 IFP Superior Ct. of District of Columbia	04/85	Consent Decree 07/24/86	Detention & Training School	IDEA*	X		X
<i>John A. v. Castle</i> CA-90-200-RRM U.S. Dist. Ct. for Dist. of DE	05/01/90	Consent Decree 11/93	Detention & Training School	IDEA 504	X	X	X

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<i>Johnson v. Upchurch</i>							
Civ-86-195 U.S. Dist. Ct. for Dist. of AZ	08/86	Consent Decree 05/93	Training School	IDEA*		X	X
<i>MPAS v. Caruso</i>				IDEA, 504			
5:05-CV-0128 US Dist. Ct. W. Dist. Of MI	09/05	Complaint 09/05	Training School	8th & 14th Amendments	X	X	X
<i>Milonas v. Williams</i> C-78-0352 U.S. Dist. Ct. of UT	08/78	Consent Decree 03/80	Training School	IDEA* 504		X	X
<i>Nick O. v. Terhune</i> Civ-S-89-0755 GEB/GGH U.S. Dist. Ct. for E. Dist. of CA	05/24/89	Stipulation & Order 02/01/90	Training School	IDEA* 504			
<i>Smith v. Wheaton</i> H-87-190 U.S. Dist. Ct. of CT	11/87	Decision 09/30/98	Training School	IDEA* 504			
<i>Stevens v. Harper</i> Civ. S-01-0675 DFL-PAN-P U.S. Dist. Ct. E. Dist. of CA	01/24/02	Dismissed, ** 01/03	Training School	504 1st & 14th Amendments	X	X	X
<i>T.I. v. Delia</i> 90-2-16125-1 Sup. Ct. of WA for King Co.	08/10/90	Partial Settlement 11/26/90; Stipulation & Consent Judgement 10/27/93	Detention	IDEA, 504 State Const. 14th Amendment	X		X
<i>United States v. Arizona</i> CV04 1926 PHX EHC U.S. Dist. Ct. for Dist. Of AZ	09/15/04	Memorandum of Agreement 09/15/04	Training School	IDEA 504 14th Amendment	X	X	
<i>United States v. Arkansas</i> Civ.4-03 CV000162 U.S. District Ct. for E. District of AR	03/10/03	Settlement Agreement 03/12/03	Detention & Training School	IDEA 1st and 14th Amendments	X		X

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** After dismissal, Stevens v. Harper was filed as a taxpayer's action in California (Farrell v. Harper - 1/03; the case was settled as Farrell v. Allen on 1/31/05)

*** Not included in this chart is Shaw v. San Francisco (Civ 915763), a taxpayer action in the Supreme Court of California, which involved conditions of confinement and IDEA claims in a detention facility. The case settled on 10/04/93.

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<i>United States v. Georgia</i> 1-98-CV-836 U.S. Dist. Ct. for N. Dist. of GA	02/13/98	Settlement Agreement 03/18/98	Detention & Training School	IDEA 504	X	X	X
<i>United States v. Kentucky</i> 3:95CV-757-S U.S. Dist. Ct. for W. Dist. of KY	11/13/95	Consent Decree filed 12/04/95 (Consent Decree lifted 02/16/01)	Training School	IDEA 504	X	X	X
<i>United States v. Louisiana</i> Civ-98-947-B-1 U.S. Dist. Ct. for M. Dist. of LA	11/05/98	Substantial compliance with education issues 11/99 Ed. Issues dismissed 1/17/03	Training School	IDEA 504	X	X	X
<i>United States v. Maryland</i> JFM 05 CV1772 U.S. Dist. Ct. for Dist. Of MD, N. Div.	06/30/05	Settlement Agreement 06/29/05	Detention & Training School	IDEA, 504 8th & 14th Amendments	X	X	X
<i>United States v. Mississippi</i> 3:03CV-1354-BN U.S. Dist. Ct. for So. Dist. of MS	12/18/03	Consent Decree 05/04/05	Training School	IDEA 8th and 14th Amendments	X	X	X
<i>United States v. Puerto Rico</i> Civ-94-2080 (cc) U.S. Dist. Ct., Dist. of Puerto Rico	08/10/94	Settlement Agreement 12/11/97	Detention & Training School	IDEA	X	X	X
<i>W.C. v. Aiken</i> IP 90 040 C U.S. Dist. Ct. S. Dist. of IN	01/16/90	Consent Decree 09/91	Training School	IDEA	X		X

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<i>Anthony D. v. Jarvis</i> No. 5:95-CV-1053-BR(1) U.S. Dist. Ct., Dist. of NC	12/19/95	Settlement Agreement 01/28/98	Prison	IDEA 504			
<i>Blakeley v. Bergeson</i> No. 01-2-02025-8 Thurston Co. Superior Ct., WA	10/30/01	Settlement Agreement 03/14/03	Prison	IDEA 504		X	
<i>Brian B. v. Pennsylvania</i> Civ. A. 96-7991 U.S. Dist. Ct., E. Dist. Of PA	12/01/96	Decision 06/17/99	Jail	IDEA 504 14th Amendment			
<i>B.M.S. v. Richardson</i> No. 98-D-1253-N U.S. Dist. Ct., Dist. Of AL	07/11/00	Settlement Agreement 05/07/01	Jail	IDEA			
<i>Donnell C. v. Illinois</i> No. 92-C-8230 U.S. Dist. Ct., Dist. of IL	12/17/92	Settlement Agreement 8/10/95 2nd Settlement 5/28/03 Dismissal 7/19/04	Jail	IDEA 504 14th Amendment			
<i>Green v. Johnson</i> Civ. A. 79-1358-F U.S. Dist. Ct., Dist. of MA	03/03/81	Preliminary Injunction 05/08/81	Jail	IDEA*			
<i>Handberry v. Thompson</i> 96 CIV. 6161 (CBM) U.S. Dist. Ct., So. Dist. of NY	08/14/96	Court Ordered Education Plan 08/28/02	Jail	IDEA 14th Amendment			
<i>J.C. v. Vance</i> 03-CV-971 U.S. Dist. Ct. for D.C.	05/02/03	Complaint Filed 05/02/03	Jail	IDEA			
<i>Melvin C. v. Schilling</i> Civ. A. 91-497 U.S. Dist. Ct., Dist. of MD	02/22/91	Preliminary Injunction 04/06/01	Prison	IDEA			
<i>Tunstall v. Bergeson</i> No. 67448-5 WA State Supreme Ct.	09/14/99	Court Opinion 07/27/00	Prison	IDEA State Const.			

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