

**Litigation and Federal CRIPA* Investigations over Conditions of Confinement
in State-Funded Juvenile Correctional Facilities**

STATE	YEAR CASE WAS INITIATED	NAMES OF CASES AND FACILITIES	CASE DISPOSITION (SETTLEMENTS, CONSENT DECREES, ORDERS, DECISIONS)	ISSUES ADDRESSED†							
				Abuse or excessive use of force	Excessive use of restraint and/or isolation	Failure to protect youth from harm	Failure to provide therapeutic environment and rehabilitative treatment	Failure to provide required services (education, mental health, & health)	Inadequate staffing or staff training	Environmental safety issues (fire safety, crowding)	Failure to provide access (mail, attorney, telephone)
AZ	2004	U.S. v. Arizona , 2:04-CV-01926-EHC, § III.B.1 (D. Ariz. filed Sept. 15, 2004) Adobe Mountain School Black Canyon School Catalina Mountain School	Memorandum of Agreement, Sept. 15, 2004	✓	✓	✓		✓	✓		
	1986	Johnson v. Upchurch , No. CIV 86-195 (D. Ariz. filed Apr. 6, 1986) Catalina Mountain Juvenile Institution	Consent Decree, filed May 6, 1993	✓	✓	✓	✓	✓	✓	✓	✓
AR	2002	U.S. v. Arkansas , 4:03-CV-00162-SWW, § C (E.D. Ark. filed March 10, 2003) Alexander Youth Services Center	Court Entered Settlement, filed March 12, 2003					✓		✓	
CA	2003	Farrell v. Cate , No. RG03079344 (Sup. Ct. California filed Jan. 16, 2003) N.A. Chaderjian Youth Correctional Facility O.H. Close Youth Correctional Facility Preston Youth Correctional Facility Ventura Youth Correctional Facility Southern Youth Correctional Reception Center and Clinic	Consent Decree, filed Nov. 8, 2003; Stipulation Regarding California Youth Authority Remedial Efforts, filed Jan. 31, 2005; Stipulation Regarding Safety and Welfare Remedial Plan and Mental Health Remedial Plan; [Proposed] Order, filed 12/01/2005 [CASE REMAINS ACTIVE]***	✓	✓	✓		✓		✓	✓
	2000	Wilber v. Warner , Case No. 312092 (San Francisco Superior Ct. filed May 11, 2000) All California Youth Authority Facilities	Statement of Decision, filed Dec. 26, 2000 [CASE REMAINS ACTIVE]					✓			
	1989	Nick O. v. Terhune , No. CIV S-89-0755-RAR-JFM (E.D. Cal. filed May 25, 1989) All California Youth Authority Facilities	Stipulation and Order, filed Feb. 16, 1990					✓			

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CT	1987	Smith v. Wheaton , Civil Action No. H-87-190 (PCD) (D. Conn. filed March 4, 1987)	Memorandum of Decision, filed Sept. 30, 1998					✓			
DC	1985	Jerry M. v. District of Columbia , C.A. No. 1519-85 (IFP) (Super. Ct. D.C. filed Mar. 1, 1985) Oak Hill Annex (closed 12/1/87) Oak Hill Youth Center Cedar Knoll Youth Center	Consent Decree, filed July 24, 1986; Memorandum of Agreement and Order, filed May 13, 2004 [CASE REMAINS ACTIVE]	✓	✓	✓	✓	✓	✓	✓	✓
DE	1990	John A. v. Castle , C.A. No. 90-200 (RRM) (D. Del. filed May 1, 1990) Ferris School New Castle County Detention Center	Settlement Agreement, filed March 23, 1994		✓	✓		✓	✓	✓	
FL	1983	Bobby M. v. Chiles , Civ. Case No. TCA 83-7003 MMP (N.D. Fla. filed Jan. 2, 1983) Arthur G. Dozier School for Boys Eckerd Youth Development Center	Consent Decree, filed May 7, 1987		✓	✓	✓	✓			✓
GA	1998	U.S. v. Georgia , 98-CV-836 (N.D. Ga. filed March 18, 1998) Regional Youth Detention Centers Boot Camps Youth Development Campuses	Georgia Juvenile Facilities Memorandum Agreement, filed March 18, 1998	✓	✓	✓		✓	✓	✓	
HI	2005	U.S. v. Hawaii , 1:06-cv-00073-JWS-LEK (D. Ha. filed Feb. 7, 2006) Hawaii Youth Correctional Facility	Memorandum of Agreement between the United States and the State of Hawaii, filed Feb. 7, 2006	✓	✓	✓		✓	✓		
ID	1984	Danny O. v. Bowman , No. Civ. 84-1272 (D. Idaho filed Jun. 5, 1984) State Youth Services Center	Judgment, filed July 12, 1985		✓		✓			✓	✓

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IN	2010	CRIPA Investigation Findings Letter re: Indianapolis Juvenile Correctional Facility; dated Jan. 29, 2010		✓	✓	✓	✓	✓	✓		
	2005	U.S. v. Indiana , 1:06-cv-00201-RLY-TAB (S.D. Ind. filed Feb. 8, 2006) Logansport Juvenile Intake/ Diagnostic Facility South Bend Juvenile Correctional Facility	Settlement Agreement, filed Feb. 8, 2006	✓		✓		✓	✓		
	2005	CRIPA Investigation Findings Letter re: Plainfield Juvenile Correctional Facility, dated Sept. 9, 2005	Facility closed Oct. 10, 2005	✓	✓	✓		✓	✓		
	1990	W.C. v. Aiken (Debruyne) , No. IP 90-40-C, 13;34 (S.D. Ind. filed Jan. 16, 1990) Indiana Boys School	Stipulation to Enter Consent Decree Following Notice to the Class, filed Sept. 25 1991; Order (re Population), filed July 6, 1994		✓			✓	✓	✓	✓
	1972	Nelson v. Heynes , Civil No. 72 S 98 (N.D. Ind. filed May 12, 1972) Indiana Boys School	Memorandum and Order, dated June 15, 1972; affirmed and remanded, 355 F. Supp. 451 (N.D. Ind. 1972), 491 F.2d 352 (7th Cir. 1974); cert. denied 417 U.S., 976 (1974); Memorandum Opinion, dated Feb. 1, 1976		✓	✓	✓	✓	✓	✓	✓
KY	1995	U.S. v. Kentucky , No. 95-CV-757-S (W.D. KY filed Nov. 13, 1995) Bluegrass Treatment Center Cardinal Treatment Center Central Kentucky Treatment Center Green River Boys' Camp	Consent Decree, filed Nov. 13, 1995	✓	✓	✓	✓	✓	✓	✓	

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KY cont.		Johnson-Breckinridge Treatment Center Lake Cumberland Boys' Camp Lincoln Village Treatment Center Mayfield Boys' Treatment Center Morehead Treatment Center Northern Kentucky Treatment Center Owensboro Treatment Center KCH Rice-Audubon Treatment Center Woods Bend Boys' Camp										
LA	1996	U.S. v. Louisiana , Civ. No. 98-947-B-1 (M.D. La filed Nov. 5, 1998) (consolidates Brian B. v. Stalder , Civ. No. 98-886-B-M1; Williams v. Edwards , No. 71-98-B, and A.A., et al. v. Wackenhut Corrections Corp. , CIV.A. 00-246-B-M1) Jetson Correctional Center for Youth Swanson Correctional Center for Youth - Monroe Bridge City Correctional Center for Youth Swanson Correctional Center for Youth – Madison (formerly known as the Tallulah Correctional Center for Youth) Juvenile Reception and Diagnostic Center Jena Juvenile Justice Center (closed Apr. 13, 2000)	Settlement Agreement (Education), filed Nov. 1, 1999; United States Jena Agreement, filed Apr. 1, 2000; Settlement Agreement for Medical, Dental, Mental Health, Rehabilitation and Juvenile Justice Issues, filed Aug. 8, 2000; 2003 Settlement Agreement, filed Dec. 31, 2003; 2004 Settlement Agreement, Jan. 1, 2004	✓	✓	✓		✓	✓	✓	✓	
MD	2004	U.S. v. Maryland , 1:05-cv-01772-JFM (D. Md. filed June 30, 2005) Cheltenham Youth Facility Charles H. Hickey, Jr. School	Amended Settlement Agreement, filed May 17, 2007	✓	✓	✓		✓	✓	✓		
MI	2004	CRIPA Investigation Findings Letter re: W. J. Maxey Training School, dated May 19, 2004	Memorandum of Understanding, dated Jan. 5, 2005		✓			✓	✓	✓		

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MO	1973	Harris v. Bell , 75-CV-115-W-4 (W.D. Mo. filed August 1973) Training School for Boys in Boonville, MO	Consent Decree, 402 F.Supp. 469 (W.D. Mo. 1975)		✓			✓	✓		✓
MS	2007	J.A. v. Barbour , 3:07CV394DPJ.JCS (S.D. Miss. filed Jul. 11, 2007) Columbia Training School	Facility closed, June 30, 2008; Order of Dismissal, filed June 17, 2010	✓	✓	✓	✓	✓			
	2003	U.S. v. Mississippi , 3:03-cv-1354 HTW-JCS (S.D. Miss. filed Dec. 18, 2003) Oakley and Columbia Training Schools	Memorandum of Agreement, dated May 4, 2005	✓	✓	✓	✓	✓	✓		
	1975	Morgan v. Sproat , Civ. A. No. J75-21(N) (S.D. Miss. filed 1975) Oakley Training School	Memorandum Opinion, 432 F.Supp. 1130 (S.D. Miss. 1977)	✓	✓	✓	✓	✓	✓	✓	✓
MT	1992	CRIPA Investigation Findings Letter re: Mountain View School for Girls, dated Feb. 26, 1993			✓			✓	✓	✓	
	1991	CRIPA Investigation Findings Letter re: Pine Hills School for Boys, dated Sept. 28, 1992			✓	✓		✓	✓	✓	✓
	1977	Doe v. Holladay , CV-77-74-BLG (D. Mont. filed June 17, 1977) Pine Hills School	Consent Decree, filed Apr. 1, 1982	✓	✓	✓	✓	✓	✓	✓	✓
NV	2002	CRIPA Investigation Findings Letter re: Nevada Training School, dated Nov. 12, 2002	Memorandum of Understanding, dated Feb. 26, 2004	✓	✓	✓			✓		✓
NM	2007	ACLU of New Mexico v. NM Children, Youth, and Families Department , No. D 0101CV200702921 (D. N.M. filed Nov. 11, 2007) CYFD Facilities	Amended Agreement, Sept. 4, 2009	✓	✓	✓	✓	✓			✓

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NM cont.	1982	Johnnie K. v. Crist , No. CIV-82-0182-HB (D. N.M. filed Feb. 18, 1982) New Mexico Boys' School	Stipulation and Order, May 24, 1983				✓					
NY	2009	U.S. v. New York , 1:10-cv-858 (N.D. New York, filed July 14, 2010) Finger Lakes Residential Center (formerly Louis Gossett, Jr. Residential Center) Lansing Residential Center Tryon Residential Center Tryon Girls Center	Settlement Agreement, signed July 14, 2010	✓	✓	✓	✓	✓	✓			
	1970	Lollis v. New York State Department of Social Services , Nos. 70 Civ. 4750 (S.D. New York filed 1970) All New York State Training Schools	Opinion (consolidated with Pena), 322 F.Supp. 473 (S.D.N.Y. 1970), mod. 328 F.Supp. 1115 (S.D.N.Y. 1971)		✓							
	1970	Pena v. New York State Division for Youth , No. 70 Civ. 4868 (S.D. New York filed Nov. 6, 1970) Goshen Annex for Boys	Findings of Fact and Conclusions of Law, 419 F. Supp. 203 (S.D.N.Y. 1976)		✓		✓					
NC	1979	Willie M. v. Hunt , 3:79-CV-294-MU (W.D. No. Carolina filed Oct. 3, 1979) Samarkand Manor C.A. Dillon School	Judgment and Order, filed Jan. 22, 1998				✓	✓				
OH	2007	S. H. v. Stickrath , Case No. 2:04-cv-1206 (S.D. Ohio filed Apr. 4, 2007) Ohio Department of Youth Services Facilities Circleville Youth Center Cuyahoga Hills Boys School Indian River School Marion Juvenile Correctional Center Mohican Youth Center Ohio River Valley Youth Center Scioto Juvenile Correctional Center Freedom Center	Stipulation for Injunctive Relief, filed Apr. 9, 2008 [CASE REMAINS ACTIVE]	✓	✓	✓	✓	✓	✓	✓	✓	✓

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OH cont.	2007	U.S. v. Ohio , Civil Action No. 2:08-cv-475 (S.D. Ohio filed 2007) Scioto Juvenile Correctional Center Marion Juvenile Correctional Center	Stipulation for Injunctive Relief, filed June 24, 2008	✓	✓	✓	✓	✓	✓		
OK	2005	U.S. v. Oklahoma , 06-cv-673-TLK-FHM (N.D. Okla. filed Dec. 15, 2006) L.A. Rader Center	Consent Decree, filed Sept. 9, 2008	✓	✓	✓		✓	✓	✓	
	1978	Terry D. v. Rader , No. CIV-78-0004-T (W.D. Okla. filed Jan. 4, 1978) Helena State School for Boys (closed) Boley State School for Boys (closed) Oklahoma Children's Center Whitaker State Children's Home (closed) Central Oklahoma Juvenile Treatment Center L.E. Rader Center L.E. Rader Intensive Treatment Center	Stipulated Agreement, filed Jan. 11, 1982; Consent Decree, filed May 31, 1984; final monitoring report submitted on Feb. 16, 1999	✓	✓	✓	✓	✓	✓	✓	✓
OR	1977	Gary H. v. Hegstrom , Civil No. 77-1039 (D. Oregon filed Dec. 20, 1977) MacLaren School for Boys	Final Decree and Judgment, filed Feb. 22, 1985 (appealed and remanded to trial court), 831 F.2d 1430 (9th Cir. 1987)		✓	✓	✓	✓		✓	✓
PA	1991	D.B. v. Casey , Civil Action No. 91-6463 (E.D. Pa. filed Oct. 16, 1991) Youth Development Center	Stipulation of Settlement, filed April 9, 1993		✓	✓		✓	✓	✓	✓
PR	1992	U.S. v. Puerto Rico , No. 3-94-cv-2080CC (D. P.R. filed Aug. 10, 1994) Humacao Detention Center Mayaguez Industrial School Ponce Central Training School Ponce Victoria Street Training Center Ponce Detention Center for Girls Ponce Industrial School for Girls and Boys	Consent Order, filed Oct. 7, 1994; Settlement Agreement, filed Aug. 2, 1997	✓	✓	✓		✓	✓	✓	

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PR cont.		Guaynabo Training School Central Metropolitan Training School of Bayamon										
	1975	Santana v. Collazo , CIV No. 75-1446 (D.P.R. filed Oct. 10, 1975) Mayaguez Industrial School Maricao Juvenile Camp	714 F2d 1172 (D.P.R. 1983); vacated and remanded, 793 F2d 41 (D.P.R. 1986)		✓							
RI	1971	Inmates of the Boys' Training School v. Lindgren , C.A. No. 4529 (D.R.I. filed 1971) Rhode Island's Boys' Training School	Order, filed June 22, 2000 [CASE REMAINS ACTIVE]			✓	✓	✓	✓	✓	✓	
SC	1990	Alexander S. v. Byars (Boyd), C/A No.: 3:90-3062-17 (D.S.C. filed Dec. 28, 1990) Willow Lane Program for Girls John G. Richards Birchwood	Findings of Fact, Conclusions of Law and Order, 876 F. Supp. 773 (D. So. Car. 1995)			✓		✓	✓	✓		
	1983	Robert K. v. Bell , Civil Action No. 83-287-0 (D. So. Carolina filed Feb. 1, 1983) South Carolina Department of Mental Health Facilities	Consent Order, filed Apr. 30, 1984		✓			✓				
SD	2002	CRIPA Investigation Findings Letter re: Custer Youth Correctional Center, dated Dec. 19, 2002	Facility closed Feb. 5, 2004					✓				
	2000	Christina A. v. Bloomberg , Civ. 00-4036 (D. So. Dakota filed Feb. 24, 2000) South Dakota State Training School	Settlement Agreement, filed Nov. 6, 2000	✓	✓	✓		✓	✓			✓
TN	1979	Doe v. Henderson , A 7980-1 (D. Tenn. filed 1979) Taft Youth Center Spencer Youth Center Tennessee Reception and Guidance Center	Agreed Order, filed Feb. 16, 1979	✓		✓						

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TX	2007	U.S. v. Texas , Civil Action no. 7:08 CV 00038 (S.D. Tex. filed Feb. 1, 2008) Evins Regional Juvenile Center	Agreed Order, filed May 5, 2008 [CASE REMAINS ACTIVE]	✓	✓	✓		✓	✓		
	2007	M.P. v. Texas Youth Commission , No. D-1-CN-07-2998 (Texas St. Ct. filed Sept. 13, 2007) Texas Youth Commission Facilities	Agreed Final Judgment and Order of Dismissal, filed Sept. 28, 2007		✓						
	1971	Morales v. Turman , Civ. A. No. 1948 (E.D. Tex. filed Feb. 12, 1971) Texas Youth Council Facilities	364 F. Supp. 166, 174 (E.D. Tex. 1973), 383 F.Supp. 53, 74-77 (E.D. Tex. 1974), rev'd. on other grounds, 535 F.2d 864 (5th Cir. 1976), rev'd. and remanded, 430 U.S. 322 (1977), remanded and rehearing 562 F.2d 993 (5th Cir. 1977); 569 F.Supp 332 (E.D. Texas 1983)	✓	✓	✓	✓	✓		✓	✓
UT	1978	Milonas v. Williams,** C78-352 (D. Utah filed Sept. 21, 1978) Provo Canyon School	Memorandum Opinion, filed Aug. 27, 1980 (Appealed but cert. denied) 691 F.2d 931 (10th Cir. 1982), cert. denied, 460 U.S. 1096 (1983)	✓	✓		✓	✓			✓
	1975	Manning v. Matheson , No. NC 75-34 (D. Utah filed May 29, 1975) State Youth Development Center	Stipulated Order, filed Jan. 22, 1981	✓	✓	✓	✓	✓	✓	✓	✓

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WA	1994	Horton v. Williams , No. C94-5428 RJB (W.D. Wash. filed Aug. 11, 1994) Green Hill School	Stipulation and Judgment Resolving Certain Claims and Continuing Trial on the Remaining Ones, filed Sept. 11, 1995; Supplemental Stipulation & Judgment Resolving Plaintiffs' Remaining Claims, filed Nov. 5, 1996	✓	✓		✓	✓	✓	✓	
WI	1979	Brian v. Clinicare Corp. ,** Civil Action No. 79-C-188 (W.D. Wis. filed May 1, 1979) Eau Clair Academy	Consent Decree, filed Sept. 9, 1980	✓	✓	✓		✓		✓	✓

*CRIPA investigations are conducted by the Civil Rights Division of the U.S. Department of Justice as authorized under the Civil Rights of Institutionalized Persons Act.

**Cases involve private facilities.

***"Active" cases are those where monitoring or other enforcement actions were still ongoing as of September 1, 2010.

†"Issues addressed" are problems identified in a legal complaint that the responsible state and/or facility has agreed to or been ordered to improve, plus any problems documented in a federal CRIPA investigation (whether or not a case settlement has been reached).

Table compiled by the Youth Law Center, 2011.