

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
NORTHERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

v.

STATE OF MISSISSIPPI,

Defendant.

CIVIL ACTION NO.
3:16-CV-00622-CWR-FKB

**UNITED STATES' RESPONSE TO
THE STATE OF MISSISSIPPI'S MOTION FOR PARTIAL STAY**

On September 27, 2021, the State of Mississippi moved for a partial stay of the Court's Remedial Order "pending resolution of Mississippi's upcoming appeal from that Order." ECF No. 281 at 1. Specifically, the State requests that the Court stay the following paragraphs of the Order:

- ¶ 10.b (requiring the State by the end of FY22 to implement a plan to provide Peer Support Services at satellite Community Mental Health Center offices);
- ¶ 11.b (requiring the State to fund an additional 250 CHOICE housing vouchers in FY22 and an additional 250 CHOICE housing vouchers in FY23 and to sustain funding for those services);
- ¶ 23 (requiring the State to develop and implement an annual Clinical Review Process); and
- ¶¶ 25-26 (requiring the State to develop an Implementation Plan within 120 days of the issuance of the Remedial Order).

Id. The State indicates that it is undertaking "careful and thorough efforts to perform its obligations under the Order" and that a partial stay is appropriate only as to the paragraphs identified above. *Id.*

Subject to the State's assertion that, pending resolution of its appeal, the State will perform its obligations under the Order except as to paragraphs 10.b, 11.b, 23, and 25-26,

and without endorsing any of the State's arguments, the United States does not oppose the State's Motion.

Dated: October 12, 2021

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on October 12, 2021, I electronically filed the foregoing with the Clerk of Court using the ECF system, which sent notification of such filing to all counsel of record.

/s/ Patrick Holkins
Patrick Holkins