

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

CHARLES H., ISRAEL F., AND MALIK Z.  
on behalf of themselves and all others  
similarly situated,

*Plaintiffs,*

v.

DISTRICT OF COLUMBIA, *et al.*,

*Defendants.*

Civil Action No. 1:21-cv-00997 (CJN)

**ORDER**

Upon consideration of Plaintiffs' Unopposed Motion for Rule 23 Certification of the Settlement Class, and the entire record herein, it is this 18th day of October 2023,

**ORDERED** that Plaintiffs' motion is **GRANTED**; and it is further

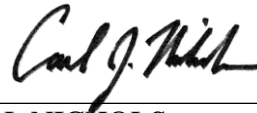
**ORDERED** that a class shall be certified for purposes of settlement under Rules 23(b)(2) and (b)(3) of the Federal Rules of Civil Procedure. The Settlement Class shall consist of the following two sub-classes:

A. The Injunctive Relief Subclass is certified under Rule 23(b)(2) of the Federal Rules of Civil Procedure and includes all persons who, on or after the Effective Date of the Settlement Agreement, *i.e.*, September 22, 2023, (a) are entitled to receive special education and/or related services under the Individuals with Disabilities in Education Act (IDEA) and its federal and local implementing regulations, and (b) are enrolled in the High School at the Department of Corrections (DOC) Facilities, *i.e.*, the program providing high school education to eligible persons at the Central Detention Facility (CDF) located at 1901 D Street, SE, Washington, DC, 20003, and the Correctional Treatment Facility (CTF) located at 1901 E Street, SE, Washington, DC, 20003, collectively.

B. The Compensatory Relief Subclass is certified under Rule 23(b)(3) of the Federal Rules of Civil Procedure and includes all persons who (a) are entitled to relief under the Court's Order of February 16, 2022 (ECF No. 101); and/or (b) for any period between March 24, 2020 through August 31, 2021 and/or February 1, 2022 through the Effective Date of the Settlement Agreement, *i.e.*, September 22,

2023, were (i) entitled to receive special education and/or related services under the IDEA and its federal and local implementing regulations, (ii) enrolled in the High School at the DOC Facilities, *i.e.*, the program providing high school education to eligible persons at the Central Detention Facility (CDF) located at 1901 D Street, SE, Washington, DC, 20003, and the Correctional Treatment Facility (CTF) located at 1901 E Street, SE, Washington, DC, 20003, collectively, and (iii) did not receive specialized instruction and/or related services in conformity with the specialized instruction and/or related services mandated by their Individualized Education Programs (IEPs) while in the DOC Facilities.

IT IS SO ORDERED.



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CARL J. NICHOLS  
UNITED STATES DISTRICT JUDGE