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

UNITED STATES OF AMERICA PLAINTIFF
VERSUS CIVIL ACTION NO. 3:16-CV-00622-CWR-FKB
STATE OF MISSISSIPPI DEFENDANT

VIDEOCONFERENCE PROCEEDINGS
BEFORE THE HONORABLE CARLTON W. REEVES,
UNITED STATES DISTRICT COURT JUDGE,
OCTOBER 2, 2020,
JACKSON, MISSISSIPPI

(Appearances noted herein.)

REPORTED BY:

CANDICE S. CRANE, RPR, CCR #1781
OFFICIAL COURT REPORTER
501 E. Court Street, Suite 2.500
Jackson, Mississippi 39201
Telephone: (601)608-4187
E-mail: Candice_Crane@mssd.uscourts.gov

1 **APPEARANCES VIA VIDEOCONFERENCE:**

2 FOR THE PLAINTIFF, THE UNITED STATES OF AMERICA:
3 DEENA FOX, ESQ.
4 MITZI DEASE PAIGE, ESQ
5 PATRICK HOLKINS, ESQ.
6 REGAN RUSH, ESQ.

7
8 FOR THE DEFENDANT, THE STATE OF MISSISSIPPI:
9 JAMES SHELSON, ESQ.
10 MARY JO WOODS, ESQ.

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8 ALSO PRESENT:
9 DR. MICHAEL F. HOGAN, SPECIAL MASTER
10 KEITHFER ROBINSON

1 **PROCEEDINGS VIA VIDEOCONFERENCE, OCTOBER 2, 2020**

2

3 THE COURT: You may call the case.

4 MS. SUMMERS: The Court calls Civil Action No.
5 3:16-cv-622-CWR-FKB, the United States of America versus the
6 State of Mississippi.

7 THE COURT: Thank you. Good morning. Can everyone hear
8 me fine? I can remove my mask if I have to. Is anyone having
9 any difficulty hearing me? I see a couple of thumbs up.

10 Okay. Thank you-all for making yourselves available for
11 this status conference. My purpose in us being here today is
12 just to find out how things are going and where we are because
13 it has been a little over a year that the Court entered its
14 order. I realize I didn't appoint the master until sometime
15 later, but I just want to try to find out the progress that
16 the parties are making with the assistance of the special
17 master, and if you-all want to, you can give me a grade for
18 the special master if you wish. You know, do we need to
19 change paths or do anything like that? Or do you need to
20 change judges? I don't know.

21 But this call is open to the public, and I understand
22 that the public may be participating. There's no one in the
23 courtroom, obviously, but we have made -- opened up this to
24 the public because obviously it's an issue of public concern,
25 and so I wanted you to be aware of that. This is not, you

1 know, sort of a status conference sitting in my chambers with
2 just the lawyers, but it is one that is open to the public as
3 well.

4 So I guess what I'll start off doing is allow the
5 special master to lead the discussion or conversation, and
6 then I may have some questions to ask of him and/or the
7 parties, and we'll just go from there.

8 Hold on for a second.

9 MS. SUMMERS: Could you have them to identify themselves
10 for the record.

11 THE COURT: Oh, okay. I'm sorry. I did not have you
12 identify yourself for the record. I see for the State of
13 Mississippi we have Jim Shelson. Is anyone else with you,
14 Mr. Shelson?

15 MR. SHELSON: Mary Jo Woods from the Attorney General's
16 Office, Your Honor.

17 THE COURT: Okay. All right. Thank you, Ms. Woods.
18 Now, who's on for the United States?

19 MS. FOX: Your Honor, this is Deena Fox for the United
20 States. I'm here with my colleagues Regan Rush, Patrick
21 Holkins, and Mitzi Dease Paige.

22 THE COURT: Okay. All right. Thank you. Thank you so
23 much. And I'm sorry for having overlooked your introduction.
24 I apologize.

25 Now I turn to the special master.

1 SPECIAL MASTER HOGAN: Well, thank you, Your Honor.

2 First, am I coming through okay?

3 THE COURT: Yes, you are. I hear you fine.

4 SPECIAL MASTER HOGAN: Thank you. Well, I will try to
5 be uncharacteristically brief. I report that the parties have
6 been courteous and diligent and professional in this effort.
7 Since the last status conference, there have been a half dozen
8 three-way negotiating sessions, and additionally the parties
9 have been in communication among themselves. This may have
10 developed out of an experience relatively early on where,
11 after we'd had a very productive discussion, I tried to draft
12 something and all the parties said, no, it will work better if
13 we do that. So that's been going quite well.

14 The requirement that settlement negotiations remain
15 confidential -- that's my way to articulate it, not attorney
16 language -- limits somewhat what I can say about how we're
17 doing, but I think it's -- I don't expect anybody would object
18 if I describe it in the following fashion.

19 The focus of the trial and of Your Honor's judgment
20 decision last September was on specific community mental
21 health services and their adequacy or inadequacy in the state
22 of Mississippi, and so logically we've proceeded to discuss
23 those services and how they might be expanded or improved.
24 And that's included discussions of the amount of additional
25 services that might be needed, timeframes to develop them, and

1 some conversation that goes to Your Honor's statement that
2 there need to be ways to measure success along the way.

3 I would say that the parties are in substantial
4 agreement on those issues for most of those community services
5 that were discussed at trial, but not all. We continue to
6 talk about that and exchange drafts of a plan or an agreement.
7 I am cautiously optimistic about our progress so far and
8 the -- always when you climb a hill, the last part gets the
9 steepest, and so we have some challenging issues ahead, but
10 with the good spirit that we've seen so far, again, I'm
11 cautiously optimistic, and we keep working.

12 THE COURT: Okay. Well, let me ask this question. I
13 know that -- well, the legislature has been in and out of
14 session for most of this year. I know they've been out of
15 session for most of the year, but they've had extended
16 sessions, and I think they may be in session today. I mean,
17 this may be the last day of the session, unless it was last
18 night.

19 What -- and this is to the state lawyers, I guess. What
20 has been the prospect of identifying resources to carry
21 forward or to move the conversations forward -- with respect
22 to either expanding community services or making sure that
23 things that were set forth in the Court's order or even what
24 the parties have been talking about, what prospects are there
25 with respect to resources? And, you know, did the legislature

1 for example, this session give or fund MDH adequately, or did
2 they give them more money? Did they use any of the CARES Act
3 money to provide money for the mental health system? I just
4 want to know are there any additional resources? Were there
5 any? In other words, was there a response from the
6 legislature to the Court's order? Either symbolically or
7 otherwise I mean.

8 MR. SHELSON: Your Honor, this is Jim Shelson. I'll
9 address that. The fiscal year 2021 budget is out. It's
10 public information. DMH budget overall was cut \$6 million,
11 but there was a directive to increase community-based spending
12 by \$4 million. That is the parameters in which the State is
13 negotiating with DOJ. The -- as I understand it, the CARES
14 money cannot be used in connection with the services at issue
15 in this lawsuit, and that's where we are, Your Honor.

16 THE COURT: Okay. And with respect to -- I guess this
17 is to Mr. Hogan and the parties. At the pace that you're
18 moving right now, is there any estimation about when you-all
19 believe that you could reach maximum agreement, I guess? You
20 know, there may be some things that might be on the table
21 that -- you know, that the parties might sort of feel like
22 they've reached an impasse, but is -- what's your individual
23 or collective idea about when you might be able to reach
24 maximum agreement?

25 SPECIAL MASTER HOGAN: Your Honor, this is Mike Hogan.

1 The -- I'm out on a limb a little bit here because we
2 haven't discussed this matter, but my own assessment is that
3 we have to have a lot of progress made by the end of the year.
4 And I would hope that we'll have resolved everything that we
5 can resolve by the anniversary date of your appointing me to
6 do this, and that's entirely a guesstimate. As I said, there
7 are some tough issues. And some of those issues, I think the
8 parties are likely to get to agreement or close to agreement
9 on the needed services. Some of the toughest issues relate to
10 the legal framing of this in an agreement with the Court, and
11 that's an area that it's harder for me to assess, but that's
12 my seat-of-the-pants estimate, Your Honor.

13 THE COURT: I'll hear from the parties what their
14 perspective is on what Mr. Hogan has said about that.

15 MS. FOX: Your Honor, this is Deena Fox for the United
16 States.

17 I think from our perspective, we expect the timeline
18 similar to what Dr. Hogan's estimate was, probably. I think
19 we would expect that we will have been able to address all of
20 the issues and likely reach, as you said, the maximal
21 substantial agreement before the end of this year.

22 THE COURT: And the State?

23 MR. SHELSON: Your Honor, Jim Shelson.

24 We agree with Dr. Hogan's assessment.

25 THE COURT: Okay. And, Dr. Hogan, I realize when the

1 Court issued this order and appointed you, we were in a
2 different place and you probably expected to be able to get on
3 the ground here and possibly see people, talk to people, touch
4 people, and things of that sort, and obviously that just has
5 not been possible, but what, if any, way has that impacted
6 your ability to do what you need to do?

7 SPECIAL MASTER HOGAN: Your Honor, it's a good question,
8 and I think the -- my answer would be that you don't know what
9 you don't know. I would say with the various parameters
10 around the case and then what we're dealing with with this
11 pandemic, it has seemed logical that the stage that we're in
12 right now is essentially a negotiation and that, you know, if
13 we get to a stage where there are disagreements that we can't
14 negotiate, then I would have to play a larger role. I can't
15 say that I anticipate that that will be necessary, which is to
16 say that we've proceeded in negotiations quite well, and we've
17 had to rely on the knowledge of the -- both the State team and
18 the Department of Justice team, which know Mississippi, each
19 of them, far -- far better than I do. So -- but again, you
20 don't know what you don't know, and -- so I don't know what
21 I'm missing, but we've been able to make, I think, pretty
22 substantial progress so far.

23 THE COURT: Okay. Thank you. And this question is
24 specifically for the State and I guess for a matter of the
25 record and also for my benefit. Obviously, since this court

1 entered its order, there was a state election; there was --
2 there's been new leadership throughout state government,
3 including the Attorney General's Office, and I want to just
4 know -- and the other -- well, not only the Attorney General's
5 Office, but I guess with the change in leadership, the new
6 elected officers throughout state government, has there been a
7 change in leadership in the Department of Mental Health,
8 Mr. Shelson and Ms. Wood? Or did the -- did the elections
9 even, you know, affect the Department of Mental Health in any
10 way?

11 MR. SHELSON: To answer -- Your Honor, Jim Shelson.

12 To answer your first question, the senior leadership of
13 the Department of Mental Health has not changed.

14 The second part, Your Honor, elections are always
15 consequential, so of course they affected directly or
16 indirectly, either through the budget process or otherwise.

17 What I can say, Your Honor, is that, you know, the
18 senior leadership of the State has been receptive to being
19 open to trying to resolve these issues short of continued
20 litigation.

21 THE COURT: Okay. Thank you. That's helpful.

22 Is there ongoing -- obviously the change of election
23 also included new leadership within the legislature; the,
24 obviously, committee chairman change with respect to the house
25 and senate, I would imagine; and I realize the Department of

1 Public Health probably -- probably reports to or either --
2 there are probably several different committees that might
3 have some oversight over the agency. I don't know if it's the
4 public health committee or some other, you know. This is a
5 major part of the State's budget, so I imagine, you know,
6 there has to be ongoing communications with those in the
7 legislative branch, and I just want to know is -- you know, is
8 that indeed a fact? Is there constant communication or at
9 least, you know, are they apprised of the progress that
10 you-all may or may not be making with respect to, you know,
11 this litigation -- with respect to this litigation?

12 MR. SHELSON: Your Honor, Jim Shelson again for the
13 State.

14 I can't say it's constant. I think a better description
15 would be regular. Again, the legislative leadership and the
16 chairs you mentioned are interested in this and the progress
17 this is making for budgetary and other reasons. Your Honor,
18 there's been legislation that has passed that at least
19 directly or indirectly addresses some issues related to CMHCs,
20 for example, so this is definitely on the legislature's radar
21 screen, I think it's fair to say, and again, I think that the
22 legislature, the senior leadership of the State, is taking it
23 seriously.

24 THE COURT: As I recall, I think I read that the
25 Department of Finance and Administration was supposed to

1 appoint an individual to either monitor -- that would have a
2 central role, I thought, in this particular case, if I'm not
3 mistaken, or who would have duties that would affect this
4 particular case. Has that person been appointed or named? Or
5 if I'm mistaken about what I've read or my recollection of
6 what I've read, please let me know, but has that person been
7 appointed by the -- in the Department of Finance and
8 Administration?

9 MR. SHELSON: Your Honor, Jim Shelson again for the
10 State.

11 That is part of the legislation I just referenced a
12 minute ago. That person has not been appointed, to my
13 knowledge, at this time. One of the person's duties, as Your
14 Honor alluded to, is that person can communicate with the
15 special master, Dr. Hogan, as that person sees fit.

16 But to answer your question directly, as of today, I do
17 not believe that person has been appointed.

18 THE COURT: Okay. And would that appointment come from
19 the governor, or would that appointment come from someone
20 else?

21 MR. SHELSON: Your Honor, my recollection of the statute
22 is that the head of the DFA appoints that person.

23 THE COURT: I'm sorry. The -- I'm sorry.

24 MR. SHELSON: The head of DFA.

25 THE COURT: The head of DFA would?

1 MR. SHELSON: Your Honor, yes, sir.

2 THE COURT: So if that person has not been appointed, I
3 guess wouldn't it help the State in dealing with -- you know,
4 is there -- and you may be the wrong person to ask this,
5 Mr. Shelson, because I'm just trying to find out what's the
6 holdup in appointing that person, because again, I have not
7 read the specific legislation. I think I've read a
8 characterization of what the legislation said, newspaper
9 articles or something like that that said that the person
10 would be appointed, and that's all I really know. But I would
11 imagine that that person would be appointed for a particular
12 reason, and I'm just trying to figure out what's the holdup
13 with getting that person appointed? Because it's September
14 now -- no. I'm sorry. It's October, and everywhere in the
15 world, including right here.

16 What's the holdup with -- you know, I don't know if it's
17 been advertised or even if they're going to seek advertisement
18 or, you know, if it's going to be a plum -- you know,
19 obviously the person over DFA reports to the governor, and it
20 may be that -- they may view it as a plum job for someone, but
21 I do think if -- I think it's beyond time to have someone
22 there, and I'm just trying to figure out why no one is there
23 yet.

24 MR. SHELSON: I don't know, Your Honor, why that
25 position hasn't been filled. That's above my pay grade. You

1 know, how it affects these negotiations is speculative. In
2 the meantime, we agree with Dr. Hogan that steady progress is
3 being made and is going as well as it can go under the
4 circumstances of negotiating in a global pandemic. I imagine
5 that whenever that person gets in there, there will be a
6 period of getting up to speed. So frankly, I don't see that
7 immediately speeding up negotiations and the communications --
8 that person's duties with respect to the special master is
9 just one of that person's duties, and as I read the statute, I
10 don't read the statute to mean that that's really the core
11 focus of that person's job, but again, I'm sorry, Your Honor
12 but you're getting into an area above my pay grade.

13 THE COURT: Okay. Well, let me ask you this.

14 MR. SHELSON: In the meantime --

15 THE COURT: Go ahead. I'm sorry, Mr. Shelson.

16 MR. SHELSON: So in the meantime, the DOJ is stuck
17 negotiating with me.

18 THE COURT: Well, let me ask you this, then. I mean, is
19 there a scenario or -- I realize that person is not involved
20 now and things are going smoothly, but when that person does
21 come aboard, does your review of the statute -- would it allow
22 for that individual to come in and sort of be a wrecking crew
23 and sort of just dismantle all the work -- the good work that
24 you may have done with trying to come to an agreement? And
25 would that person have the authority to question everything

1 that you've done and sort of say -- and try to unwind or undo
2 or unnecessary -- yeah, unwind or undo any of the progress
3 that you've -- that the State has committed to?

4 SPECIAL MASTER HOGAN: Your Honor, this is Mike Hogan.

5 I'm quite uninformed about the Mississippi dynamics
6 here, but having experienced things in a bunch of other
7 states, on the one hand I don't think it's unreasonable for
8 Your Honor to answer that question, and probably all of us are
9 a tiny bit worried in the back of our mind that there might
10 be, you know, at the least some delays when this person comes
11 in and -- assuming they do and they want to get up to speed,
12 and it takes them a while to do that. So I think all that's
13 possible.

14 As I read the statute that Mr. Shelson referenced, this
15 is all I know is what I've been able to read on paper. It
16 seemed to me that there were two main -- two or three main
17 thrusts of the legislature's concern. One of those was
18 improving access to services, which, after all, is the same
19 agenda that we have in this negotiation, so that one is a
20 positive.

21 There was a second angle that had to do with the
22 performance of community mental health centers and some
23 procedures that might allow or require the Department of
24 Mental Health to be a little aggressive with community mental
25 health centers if they weren't delivering, and that could be

1 complicated. But I don't view that agenda as being a negative
2 one vis-à-vis our shared concerns here.

3 And then the third possible agenda is that it's just
4 interesting that the position is located in Finance and
5 Administration, and it makes you wonder whether cost control
6 is an agenda here or not.

7 But all that is in a sense just embroidering on Your
8 Honor's speculation. We have no evidence yet that any of that
9 is true, and so I think, as Jim has said, we'll keep our heads
10 down and keep plodding along and deal with this when it's in
11 front of us.

12 THE COURT: Does the legislation, Mr. Shelson, provide a
13 timeline or a date by which that person should be in place?
14 I've not looked at the statute, and I'm sorry for speaking
15 ignorantly. But does the statute give a due date by which the
16 person should be on board or will be on board?

17 MR. SHELSON: Your Honor, it gives a date by which the
18 person should be on board, and we're past that date.

19 THE COURT: Okay.

20 MR. SHELSON: It's my understanding, Your Honor, that
21 it's not definitive or it's my understanding that the goal is
22 to have that person in place by October 15th, but again,
23 that's not -- I can't state -- I can't represent to the Court
24 that's definitive. My understanding is that's the goal.

25 THE COURT: Okay. Well, if they're past the time, I

1 think the Court might make a formal inquiry since they're past
2 the time that the statute says that the person would be in
3 place. I think it would be appropriate for the Court to do
4 some sort of formal inquiry through an order or something to
5 find -- to make an inquiry about it, and I'll consider what
6 might be the best way to do that.

7 Obviously I do appreciate counsel for letting me know,
8 and, you know, obviously in your report to your client, I'm
9 pretty sure you would let them know that the Court has
10 expressed concern. I guess that's the -- at least he kept
11 asking questions about it and wanted to know why it -- why
12 that person has not been appointed, because I do fear that the
13 person who is appointed could take the position that he or she
14 might be able to -- and this is a -- this is a -- I don't want
15 to suggest that they're going to blow up everything, but they
16 could blow up everything.

17 They may take the position that they can blow up
18 everything, and that would not be good for the process that
19 the parties, as I've heard, have actually been working really
20 good toward a resolution on so many things, as I've heard
21 Mr. Hogan sort of allude to and say. And I appreciate the
22 parties for working with each other, and I do appreciate what
23 the parties -- particularly the state people making -- and I'm
24 assuming persons have been made available to speak with
25 Mr. Hogan and all of that when he's needed to speak with

1 persons and, again, to fulfill the mission or to fulfill the
2 things that the Court pointed out in its order, and I
3 appreciate what the parties have done.

4 I just don't want anybody from the "outside" to come
5 in -- with full authority to come in and sort of, again, blow
6 up all the progress that you've been making so far. And, you
7 know, obviously -- obviously things are much different from
8 September 2019 to September 2020 on a whole -- on many, many
9 levels: budgetary-wise, the prospect of how things might look
10 in the future, just on so many levels. I understand that.
11 But I also understand that the needs of many, many people
12 across the state of Mississippi have to be met through our
13 mental health system, and I know that they'll be -- and I know
14 with the State there are many, many competing interests for a
15 finite number of dollars and cents.

16 And, of course, for purposes of this hearing, I'm more
17 concerned about mental health. Now, I will have a group of
18 actors here from the State on another case and I will express
19 this same sort of sentiment in that case or in those cases,
20 and I'm sure my colleagues who are overseeing the case
21 involving Family and Children's Services might take the same
22 position. You know, the people who are dealing with the state
23 prisons will take the same thing -- sort of the same stand.

24 You know, we know you're dealing with a finite pot of
25 money, but when we are on our particular cases, we want to

1 make sure that there are sufficient resources for the issues
2 that we have identified in our particular case that we might
3 be monitoring or supervising or overseeing or dealing with.
4 But I do appreciate the parties in all that you're doing on
5 this end, but please -- lawyers for the State, please let your
6 client know I am very much interested in finding out why the
7 person who will be specifically authorized to sort of review,
8 monitor, stand on the sidelines, or whatever his or her role
9 may be with respect to this litigation -- I would rather for
10 that person to be here at the table, get involved now rather
11 than later, and sort of start questioning what efforts, the
12 progress and stuff, that you-all have made.

13 I've not heard anything from the lawyers for the
14 Government, probably because I haven't asked you any specific
15 questions. But do the lawyers for the Government have
16 anything to add about the process or questioning of the
17 process, how things might be going, how they could be going
18 better, or anything?

19 MS. FOX: Your Honor, this is Deena Fox with the United
20 States.

21 I think that Dr. Hogan's rendition of how things have
22 gone is accurate, and we have been working in good faith with
23 the State. There are still significant issues that we have
24 left to address.

25 I will say as it pertains to the legislation that you

1 mentioned, we -- we believe that there could be some benefit
2 to having this additional role in the state. However, there
3 are always some concerns related to the fact that it's outside
4 of the DMH, so it may provide some useful perspective or may
5 ultimately provide greater fragmentation.

6 Ultimately, with regard to this case, we will need
7 oversight, and, you know, we think through court for
8 enforcement of whatever we finally agree to here, which would
9 be, you know, separate and apart from any work that goes on
10 within the state to continue to improve access to services,
11 which of course we have always wanted and is always the goal.
12 But as part of compliance with the ADA, that appropriately
13 resides with the Court in this matter.

14 THE COURT: With respect, just like the State had
15 elections in 2019, obviously we're on the verge of election on
16 the federal side. To the extent you can predict, if there's a
17 change in administration, would that have any effect on how --
18 this litigation or the role of DOJ in this particular case?
19 To the extent you do know or can tell or predict, will
20 there -- you know, what has been done in the past? Does
21 change in leadership sort of change anything about the work
22 that you-all will have to do to carry forward this order? I
23 mean, you know, could a new administration, for example, come
24 in and say let's be done with this litigation, get it done, or
25 tell the Court we're through with it?

1 MS. FOX: Your Honor, again, this is Deena Fox.

2 And I will say that of course we can't predict -- you
3 know, with changes in administration, if there were to be one,
4 there would a change in political leadership. However, I can
5 say that this matter was originally opened as an investigation
6 in 2011 and has continued through multiple administrations,
7 and the work that the Department of Justice has done to
8 enforce the ADA's *Olmstead* requirements have been through
9 multiple administrations since the *Olmstead* decision. So I
10 anticipate that we will continue to enforce the ADA regardless
11 of what occurs during the election.

12 THE COURT: Okay. Thank you. Have I not asked a
13 question -- Mr. Hogan or the parties, have I not asked a
14 question or made an inquiry of something that you think should
15 be made?

16 SPECIAL MASTER HOGAN: Not, Your Honor, that I could
17 identify.

18 THE COURT: Okay. Anyone has any last words on
19 anything?

20 MR. SHELSON: Your Honor, Jim Shelson.

21 The State does not. Thank you for your time, Your
22 Honor.

23 THE COURT: No, no. Thank you-all for your time, and I
24 know we're still continuing to work under the situation that
25 we're working under. I do appreciate you-all for working, as

1 I've heard from Dr. Hogan, so diligently, so professionally,
2 so cordially. I appreciate that so much, and I do understand
3 that there has been much progress. I understand that there
4 will be some disagreement, and that's -- because there will be
5 disagreement on some things or it will be harder to get to
6 full agreement on some things; that's one of the reasons I
7 think it's paramount to have that person in DFA who is
8 supposed to be on board to show his or her face sooner rather
9 than later. And so -- but I do appreciate all the efforts
10 that you're doing.

11 Thank you, State of Mississippi, for making persons
12 available to communicate with Dr. Hogan and, you know, to make
13 his job easier, although -- you know, while he cannot be here
14 present and face-to-face with anybody. So hopefully at some
15 point he will be able to get here on the ground if he needs
16 to, but until then I commend and thank you-all for cooperating
17 in the way that you have.

18 This concludes all -- this concludes all the questions
19 that I have. And, again, thank you for your time and thank
20 you for your efforts, and I wish you much luck. And please
21 continue to be safe, continue to be careful, and continue to
22 be vigilant.

23 That concludes all that the Court has in this matter or
24 any other matter today, so the Court is adjourned. Thank you
25 so much.

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MS. FOX: Thank you, Your Honor.

MR. SHELSON: Thank you, Your Honor.

SPECIAL MASTER HOGAN: Thank you, Your Honor.

MS. PAIGE: Thank you, Your Honor.

COURT REPORTER'S CERTIFICATE

1
2
3 I, Candice S. Crane, Registered Professional Reporter,
4 Certified Court Reporter, in and for the State of Mississippi,
5 Official Court Reporter for the United States District Court,
6 Southern District of Mississippi, do hereby certify that the
7 above and foregoing pages contain a full, true, and correct
8 transcript of the proceedings had in the forenamed case at the
9 time and place indicated, which proceedings were
10 stenographically recorded by me to the best of my skill and
11 ability.

12 I further certify that the transcript fees and format
13 comply with those prescribed by the Court and Judicial
14 Conference of the United States.

15 THIS the 10th day of November, 2020.
16

17 /s/ Candice S. Crane, RPR CCR

18 Candice S. Crane, RPR, CCR #1781
19 Official Court Reporter
20 United States District Court
21 Candice_Crane@mssd.uscourts.gov
22
23
24
25