



February 28, 2018

**The Honorable Donovan W. Frank
United States District Court
District of Minnesota
316 North Robert Street
St. Paul, Minnesota 55101**

**Re: *Jensen, et al. v. Minnesota Department of Human Services, et al.*
Court File No.: 09-CV-01775 DWF/BRT**

Dear Judge Frank:

Enclosed please find the Department's February 2018 Semi-Annual Compliance Report, covering the reporting period July 1, 2017, through December 31, 2017. This Report is filed pursuant to the Court's February 22, 2016, Order for Reporting on the Settlement Agreement (Doc. No. 545).

By submitting this Report, the Department does not waive its previously raised objections regarding ongoing court jurisdiction and monitoring in this matter.

Sincerely,

A handwritten signature in blue ink, appearing to read 'C. Johnson', written over a faint circular stamp.

Charles E. Johnson
Acting Commissioner

CC: Shamus O'Meara, Plaintiffs' Class Counsel
Colleen Wieck, Executive Director for the Governor's Council on Developmental Disabilities
Roberta Opheim, Ombudsman for Mental Health and Developmental Disabilities

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

James and Lorie Jensen, et al.,

Case No. 09-cv-01775 DWF/BRT

Plaintiffs,

vs.

Minnesota Department of Human
Services, et al.,

**AFFIDAVIT OF MARK BROSTROM
CONCERNING VERIFICATION OF
DEFENDANTS' FEBRUARY 2018
SEMI-ANNUAL COMPLIANCE
REPORT**

Defendants.


STATE OF MINNESOTA)
) ss.
COUNTY OF ISANTI)

MARK BROSTROM, being first duly sworn on oath, states as follows:

1. I am employed by the Minnesota Department of Human Services ("DHS") as Manager, Minnesota Life Bridge Treatment Homes.
2. I am familiar with the above-captioned case and settlement and understand that this affidavit is a verification of information set forth in Defendants' February 2018 Semi-Annual Compliance Report ("Report").
3. I have personal knowledge of the information I provided for the following sections of the Report and verify that the information I provided is correct and accurate: July 1, 2017 to December 31, 2017 Updates regarding Evaluation Criteria 2, 3, 47, 48, 49, 50, 51, 52, 53, 64, 67, and 93.

4. I further hereby verify the data contained in the portions of the Report described above at paragraph 3 is either (1) public data under applicable laws, or (2) if it is not-public data, the data subject(s) of any such not-public data have consented to such data being used publicly, or (3) I have alerted the *Jensen / Olmstead* Quality Assurance and Compliance Office (“JOQACO”) at DHS so that the data can be filed under seal.

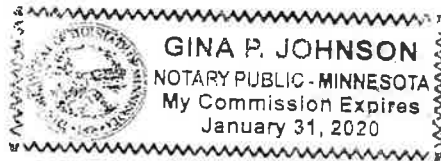
FURTHER YOUR AFFIANT SAYETH NOT.


MARK BROSTROM

Subscribed and sworn to before me on

February 23, 2018


NOTARY PUBLIC



UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

James and Lorie Jensen, et al.,

Case No. 09-cv-01775 DWF/BRT

Plaintiffs,

vs.

Minnesota Department of Human
Services, et al.,

**AFFIDAVIT OF MARGARET
FLETCHER BOOTH, PHD,
CONCERNING VERIFICATION OF
DEFENDANTS' FEBRUARY 2018
SEMI-ANNUAL COMPLIANCE
REPORT**

Defendants.

STATE OF MINNESOTA)
) ss.
COUNTY OF RAMSEY)

MARGARET FLETCHER BOOTH, being first duly sworn on oath, states as follows:

1. I am employed by the Minnesota Department of Human Services ("DHS") as Director, *Jensen / Olmstead* Quality Assurance & Compliance Office ("JOQACO").

2. I am familiar with the above-captioned case and settlement and understand that this affidavit is a verification of information set forth in Defendants' February 2018 Semi-Annual Compliance Report ("Report").

3. I have personal knowledge of the information I provided for the following sections of the Report and verify that the information I provided is correct and accurate: July 1, 2017 to December 31, 2017 Updates regarding Evaluation Criteria 39, 41, and 98.

4. I further hereby verify the data contained in the portions of the Report described above at paragraph 3 is either (1) public data under applicable laws, or (2) if it is not-public data, the data subject(s) of any such not-public data have consented to such data being used publicly, or (3) I have alerted the *Jensen / Olmstead* Quality Assurance and Compliance Office at DHS so that the data can be filed under seal.

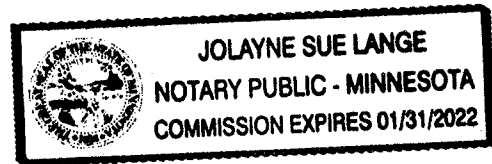
FURTHER YOUR AFFIANT SAYETH NOT.

Margaret Fletcher Booth
MARGARET FLETCHER BOOTH

Subscribed and sworn to before me on

February 22, 2018

Jolayne Lange
NOTARY PUBLIC



UNITED STATES DISTRICT COURT

DISTRICT OF MINNESOTA

James and Lorie Jensen, et al.,

Case No. 09-cv-01775 DWF/BRT

Plaintiffs,

vs.

Minnesota Department of Human
Services, et al.,

**AFFIDAVIT OF STEVEN DAHL
CONCERNING VERIFICATION OF
DEFENDANTS' FEBRUARY 2018
SEMI-ANNUAL COMPLIANCE
REPORT**

Defendants.

STATE OF MINNESOTA)
) ss.
COUNTY OF RAMSEY)



STEVEN DAHL, being first duly sworn on oath, states as follows:

1. I am employed by the Minnesota Department of Human Services ("DHS") as Director, Community Support Services.
2. I am familiar with the above-captioned case and settlement and understand that this affidavit is a verification of information set forth in Defendants' February 2018 Semi-Annual Compliance Report ("Report").
3. I have personal knowledge of the information I provided for the following sections of the Report and verify that the information I provided is correct and accurate: July 1, 2017 to December 31, 2017 Updates regarding Evaluation Criteria 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, and 93.

4. I further hereby verify the data contained in the portions of the Report described above at paragraph 3 is either (1) public data under applicable laws, or (2) if it is not-public data, the data subject(s) of any such not-public data have consented to such data being used publicly, or (3) I have alerted the *Jensen / Olmstead* Quality Assurance and Compliance Office ("JOQACO") at DHS so that the data can be filed under seal.

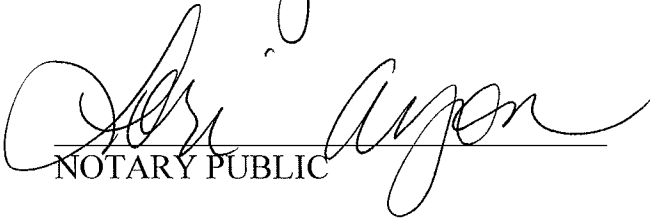
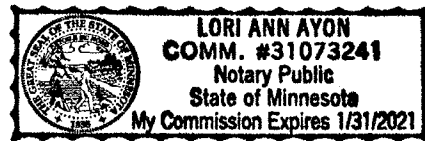
FURTHER YOUR AFFIANT SAYETH NOT.



STEVEN DAHL

Subscribed and sworn to before me on

February 22, 2018


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UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

James and Lorie Jensen, et al.,

Case No. 09-cv-01775 DWF/BRT

Plaintiffs,

vs.

Minnesota Department of Human
Services, et al.,

Defendants.

**AFFIDAVIT OF
MICHAEL TESSNEER
CONCERNING VERIFICATION OF
DEFENDANTS' FEBRUARY 2018
SEMI-ANNUAL COMPLIANCE
REPORT**

STATE OF MINNESOTA)
) ss.
COUNTY OF RAMSEY)

MICHAEL TESSNEER, being first duly sworn on oath, states as follows:

1. I am employed by the Minnesota Department of Human Services ("DHS") as Director of Compliance, Olmstead Implementation Office.
2. I am familiar with the above-captioned case and settlement and understand that this affidavit is a verification of information set forth in Defendants' February 2018 Semi-Annual Compliance Report ("Report").
3. I have personal knowledge of the information I provided for the following section of the Report and verify that the information I provided is correct and accurate: July 1, 2017 to December 31, 2017 Update regarding Evaluation Criterion 79.

4. I further hereby verify the data contained in the portions of the Report described above at paragraph 3 is either (1) public data under applicable laws, or (2) if it is not-public data, the data subject(s) of any such not-public data have consented to such data being used publicly, or (3) I have alerted the *Jensen / Olmstead* Quality Assurance and Compliance Office (“JOQACO”) at DHS so that the data can be filed under seal.

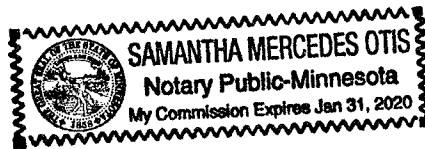
FURTHER YOUR AFFIANT SAYETH NOT.


MICHAEL TESSNEER

Subscribed and sworn to before me on

February 26, 2018


NOTARY PUBLIC



UNITED STATES DISTRICT COURT

DISTRICT OF MINNESOTA

James and Lorie Jensen, et al.,

Case No. 09-cv-01775 DWF/BRT

Plaintiffs,

vs.

Minnesota Department of Human
Services, et al.,

Defendants.

**AFFIDAVIT OF
DANIEL J. BAKER, PHD,
CONCERNING VERIFICATION OF
DEFENDANTS' FEBRUARY 2018
SEMI-ANNUAL COMPLIANCE
REPORT**

STATE OF MINNESOTA)
) ss.
COUNTY OF RAMSEY)

DANIEL J. BAKER, being first duly sworn on oath, states as follows:

1. I am employed by the Minnesota Department of Human Services ("DHS") as Internal Reviewer, *Jensen / Olmstead* Quality Assurance & Compliance Office ("JOQACO").

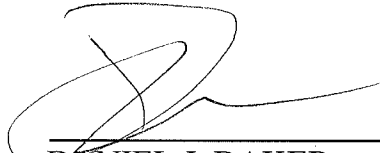
2. I am familiar with the above-captioned case and settlement and understand that this affidavit is a verification of information set forth in Defendants' February 2018 Semi-Annual Compliance Report ("Report").

3. I have personal knowledge of the information I provided for the following sections of the Report and verify that the information I provided is correct and accurate:

July 1, 2017 to December 31, 2017 Updates regarding Evaluation Criteria 2, 3, 39, 41, 48, 51, 52, 53, and 98.

4. I further hereby verify the data contained in the portions of the Report described above at paragraph 3 is either (1) public data under applicable laws, or (2) if it is not-public data, the data subject(s) of any such not-public data have consented to such data being used publicly, or (3) I have alerted the *Jensen / Olmstead* Quality Assurance and Compliance Office at DHS so that the data can be filed under seal.


FURTHER YOUR AFFIANT SAYETH NOT.



DANIEL J. BAKER

Subscribed and sworn to before me on

February 26, 2018



NOTARY PUBLIC



UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

James and Lorie Jensen, et al.,

Case No. 09-cv-01775 DWF/BRT

Plaintiffs,

vs.

Minnesota Department of Human
Services, et al.,

Defendants.

**AFFIDAVIT OF
KAREN SULLIVAN HOOK
CONCERNING VERIFICATION OF
DEFENDANTS' FEBRUARY 2018
SEMI-ANNUAL COMPLIANCE
REPORT**

STATE OF MINNESOTA)
) ss.
COUNTY OF RAMSEY)

KAREN SULLIVAN HOOK, being first duly sworn on oath, states as follows:

1. I am employed by the Minnesota Department of Human Services ("DHS") as Deputy Senior Counsel.
2. I am familiar with the above-captioned case and settlement and understand that this affidavit is a verification of information set forth in Defendants' February 2018 Semi-Annual Compliance Report ("Report").
3. I have personal knowledge of the information I provided for the following sections of the Report and verify that the information I provided is correct and accurate: July 1, 2017 to December 31, 2017 Update regarding Evaluation Criterion 103.

4. I further hereby verify the data contained in the portions of the Report described above at paragraph 3 is either (1) public data under applicable laws, or (2) if it is not-public data, the data subject(s) of any such not-public data have consented to such data being used publicly, or (3) I have alerted the *Jensen / Olmstead* Quality Assurance and Compliance Office ("JOQACO") at DHS so that the data can be filed under seal.

FURTHER YOUR AFFIANT SAYETH NOT.



KAREN SULLIVAN HOOK

Subscribed and sworn to before me on

February 23rd, 2018



NOTARY PUBLIC



UNITED STATES DISTRICT COURT

DISTRICT OF MINNESOTA

James and Lorie Jensen, et al.,

Case No. 09-cv-01775 DWF/BRT

Plaintiffs,

vs.

Minnesota Department of Human
Services, et al.,

Defendants.

**AFFIDAVIT OF
MARGARET FLETCHER BOOTH
CONCERNING VERIFICATION OF
DEFENDANTS' FEBRUARY 2018
SEMI-ANNUAL COMPLIANCE
REPORT**

STATE OF MINNESOTA)
) ss.
COUNTY OF RAMSEY)

MARGARET FLETCHER BOOTH, being first duly sworn on oath, states as follows:

1. I am employed by the Minnesota Department of Human Services ("DHS") as the Director of the *Jensen / Olmstead* Quality Assurance and Compliance Office ("JOQACO").

2. I am familiar with the above-captioned case and settlement.

3. In order to verify that the information set forth in Defendants' February 2018 Semi-Annual Compliance Report ("Report"), is correct and accurate, JOQACO:

(A) had individuals with personal knowledge of specific information in the Report review the specific information, verify its correctness and accuracy, and

attest to the correctness and accuracy of the specific information in an affidavit;
and

(B) conducted the supplemental verification activities described in relevant
sections of the Report.

4. Based upon this process and my own personal knowledge, I verify that the
information in the Report is correct, accurate, and complete.

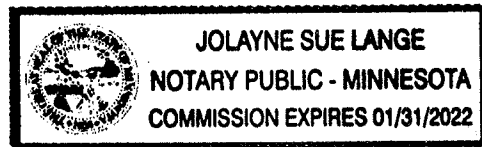
FURTHER YOUR AFFIANT SAYETH NOT.


MARGARET FLETCHER BOOTH

Subscribed and sworn to before me on

February 22, 2018


NOTARY PUBLIC



UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

James and Lorie Jensen, et al.,

Case No. 09-cv-01775 DWF/BRT

Plaintiffs,

vs.

Minnesota Department of Human
Services, et al.,

Defendants.

**AFFIDAVIT OF
MARGARET FLETCHER BOOTH
CONCERNING FILING OF
DEFENDANTS' FEBRUARY 2018
SEMI-ANNUAL COMPLIANCE
REPORT UNDER SEAL**

STATE OF MINNESOTA)
) ss.
COUNTY OF RAMSEY)

MARGARET FLETCHER BOOTH, being first duly sworn on oath, states as follows:

1. I am employed by the Minnesota Department of Human Services ("DHS") as Director of the *Jensen / Olmstead* Quality Assurance and Compliance Office ("JOQACO").
2. I am familiar with the above-captioned case and settlement.
3. I am familiar with the contents of the Defendants' February 2018 Semi-Annual Compliance Report ("Report") and the associated Identifier Key.

4. Based upon my own personal knowledge of the contents of the Report, I verify that the unredacted version of the Report filed under seal contains private welfare data that, under Minn. Stat. § 13.46, subd. 2(a), DHS is prohibited from publicly disclosing.

5. Based upon my own personal knowledge of the contents of the Report, I verify that the unredacted version of the Identifier Key filed under seal contains private welfare data that, under Minn. Stat. § 13.46, subd. 2(a), DHS is prohibited from publicly disclosing.

FURTHER YOUR AFFIANT SAYETH NOT.


MARGARET FLETCHER BOOTH

Subscribed and sworn to before me on

February 22, 2018


NOTARY PUBLIC

