

JUN 25 2008

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FILED
BY _____

MONTANA FIRST JUDICIAL DISTRICT COURT,
LEWIS AND CLARK COUNTY

CITY OF HARDIN AND TWO RIVERS)
AUTHORITY,)
)
Plaintiffs,)
)
v.)
)
THE STATE OF MONTANA, THE)
OFFICE OF THE ATTORNEY)
GENERAL OF THE STATE OF)
MONTANA, BY AND THROUGH)
MIKE MCGRATH IN HIS OFFICIAL)
CAPACITY AS THE ATTORNEY)
GENERAL OF THE STATE OF)
MONTANA, AND THE MONTANA)
DEPARTMENT OF CORRECTIONS,)
)
Defendants.)

No. BDV-2007-056

JUDGMENT

This matter came before the Court on cross motions for summary judgment and request for declaratory ruling, the Honorable Jeffrey M. Sherlock, District Judge, presiding, and the issues having been duly heard, and the Court having entered its Order dated June 5, 2008, it is hereby **ORDERED**,

ADJUDGED and DECREED as follows:

1. As to Count I of Plaintiffs' Complaint requesting a declaratory ruling, the Court **DECLARES** that Plaintiffs' multi-jurisdictional detention center may contract for the confinement of out-of-state and federal adult felony

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and misdemeanor offenders who are committed by an out-of-state jurisdiction or the federal government.

2. All other Counts in Plaintiffs' Complaint are dismissed, without prejudice, as moot.

3. Judgment is entered for Plaintiffs for declaratory relief, all sides to bear their own costs.

Dated this 24 day of June, 2008.

JEFFREY M. SHERLOCK

JEFFREY M. SHERLOCK
District Court Judge

pcs: Robert L. Sterup/Kyle A. Gray
Rebecca A. Convery
Mike McGrath/Jennifer Anders

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