

To Carla

Court Orders not Complied with by DPW -- and Plans
which were not Implemented

Non-Compliance with Paragraph 1 of Order of March 17, 1978,
enjoining the Commonwealth and County Defendants to provide
suitable community living arrangements for the Pennhurst
residents and those retarded persons on its waiting list....

March, 1979	DPW withdrew its Pennhurst Dispersal Plan which, although rejected by Judge Broderick as inadequate, planned for 151 community placements.
Aug. 1979	Commonwealth makes tentative budget allocations for fiscal year, 1979-80, which fund only placements for 61 school age children.
Sept.-Dec. 1979	Regional DPW Offices and Counties developed placement plans, but these were never acted upon by DPW.
Feb.-Mar. 1980	Negotiations between DPW and ARC to seek agreement on an order of implementation do not succeed, and case is appealed to U.S. Supreme Court.
Mar. 1980	DPW backs away from its previous plan to move all school age children by June, 1980.
Apr. 1980	DPW does not present to the Court its proposed implementation order as it had said it would do.
Apr. 1980	Commonwealth makes tentative allocations for fiscal year, 1980-81, which provide fewer community placements (111) than DPW had previously offered during the final stages of the unsuccessful negotiations of Mar.-Apr. (200, including 55 school age children still not placed).
Apr.-May 1980	Commonwealth does not accept Special Master's invitation to review and revise the proposed implementation order from the Master's Office, April 25, envisaging 450 placements. Commonwealth does finally submit a proposed order for placement of 150 Pennhurst residents and 100 other plaintiff class members, May 14.
June, 1980	Commonwealth had agreed to submit by this time its own Community Placement Schedule -- this has not yet been received. (Sept. 1980)
July, 1980	Commonwealth's tentative allocations to the 5 S.E. Counties -- discussed in Dr. Howse's letter of July 8 to the county administrators -- indicated that 65 placements for Pennhurst residents would be all that could be arranged unless ICF/MR funds came through.