

COMMONWEALTH OF MASSACHUSETTS

BRISTOL, ss

PROBATE AND FAMILY COURT  
DEPARTMENT  
NO. 86E-0018-GI

JUDGE ROTENBERG EDUCATIONAL  
CENTER, INC.,<sup>1</sup> et al.,

Plaintiffs,

v.

COMMISSIONERS of the DEPARTMENT OF  
DEVELOPMENTAL SERVICES and the  
DEPARTMENT OF EARLY EDUCATION AND  
CARE,<sup>2</sup>

Defendants.

**DEFENDANTS' MOTION UNDER PROBATE AND FAMILY COURT  
RULE 60 AND MASS. R. CIV. P. 60(b)(5) TO VACATE CONSENT DECREE**

Defendants move under Probate and Family Court Rule 60 and Mass. R. Civ. P. 60(b)(5) to vacate the consent decree entered by this Court on January 7, 1987. The grounds for this motion are set forth in the attached memorandum of law.

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<sup>1</sup> Formerly known as the Behavior Research Institute.

<sup>2</sup> The original defendant was Mary Kay Leonard, the Director of the former Office for Children. As explained further in the attached memorandum of law, the agencies currently bound by the consent decree are the Department of Developmental Services and the Department of Early Education and Care.

Respectfully submitted,

COMMISSIONERS OF THE DEPARTMENT OF  
DEVELOPMENTAL SERVICES and  
DEPARTMENT OF EARLY EDUCATION AND  
CARE

By their attorney,

MARTHA COAKLEY  
ATTORNEY GENERAL



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