

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

BARBARA BATES, et al.,

Plaintiffs,

v.

NORTHWESTERN HUMAN
SERVICES, INC., et al.,

Defendants.

Civil Action No. 04-2116 (RBW)

ORDER

In accordance with the Memorandum Opinion that accompanies this Order, it is hereby
ORDERED that the defendants' motion for partial dismissal of the plaintiffs' complaint
for failure to state a claim upon which relief can be granted is GRANTED IN PART and
DENIED IN PART. It is further

ORDERED that the plaintiffs' motion for class certification is denied without prejudice.
It is further

ORDERED that the plaintiffs' RICO and Section 1983 claims are dismissed without
prejudice. The Court grants the plaintiffs leave to amend their complaint to assert these claims
with greater particularity and in accordance with the Memorandum Opinion, if it is possible to
do so. The plaintiffs shall notify the Court by January 5, 2007, whether they intend to amend
their complaint in this respect. If the plaintiffs do intend to amend their complaint, the amended
complaint shall be filed by February 5, 2007. It is further

ORDERED that the plaintiffs' claims under 42 U.S.C. §§ 405 and 1383 (2000) are dismissed with prejudice. It is further

ORDERED that the defendants' motion to dismiss the plaintiffs' claim for money had and received and the plaintiffs' requests for an accounting and for punitive damages is DENIED.

SO ORDERED this 11th day of December, 2006.

REGGIE B. WALTON
United States District Judge