

**IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
CENTRAL DIVISION**

April LaChance)	
)	
Plaintiff,)	
)	
v.)	Case No. 2:12-CV-4109-NKL
)	
Janet Napolitano, in her capacity as)	
Secretary of the Department of)	
Homeland Security, et al.,)	
)	
Defendants.)	

CONSENT JUDGMENT

This matter coming before the Court on the Parties Joint Motion for Entry of Proposed Consent Judgment and the Court being fully advised in the premises, the Court hereby orders as follows:

1. No later than sixty days after entry of this judgment, the Recorder of Deeds of Morgan County will designate specific dates, no less frequently than quarterly, on which an authorized representative or deputy will conduct marriage license application affirmation at a secure location within the Morgan County, Missouri, jail for any person being detained by United States Immigration and Customs Enforcement.
2. Under the exceptional circumstances present in this case, United States Immigration and Customs Enforcement will authorize the Morgan County Sheriff to transport Alain Hersey-Brown to the office of the Morgan County Recorder at

a time and date agreed upon by the parties, but no later than 12 p.m. on Wednesday, May 9, 2012.

3. Either Plaintiff or Hersey-Brown will reimburse the Morgan County Jail for the actual costs associated with the transportation described in paragraph 2, which are estimated to be \$60.00, or less.
4. Hersey-Brown will be permitted to take with him to the Morgan County Recorder a copy of his Form I-213 as the identification necessary to obtain a marriage license.
5. If Hersey-Brown does not have a Social Security number, then he shall be permitted to sign a statement provided by the Recorder that he does not have a Social Security number, as authorized by MO. REV. STAT. § 451.040.
6. The Morgan County Sheriff and United States Immigration and Customs Enforcement will permit the solemnization of the marriage between Plaintiff and Mr. Hersey-Brown to take place within the Morgan County jail at a time and date agreed upon by the parties, but no later than 3 p.m. on Wednesday, May 9, 2012. Plaintiff, her pastor, Hersey-Brown, and the two witnesses required by law shall be allowed to be present. The marriage ceremony shall be private with no media publicity.
7. Plaintiff waives any claim for damages against any Defendant arising out of the events described in the Complaint.
8. Plaintiff waives any claim for attorneys' fees under the Equal Access to Justice Act, 42 U.S.C. § 1988, or any other provision.

9. The parties shall bear their own costs, except that the Defendants shall reimburse Plaintiff's taxable costs as outlined in 28 U.S.C. § 1920.
10. This Court shall retain jurisdiction for the purpose of enforcing this consent judgment.

s/ Nanette K. Laughrey
NANETTE K. LAUGHREY
United States District Judge

Dated: May 4, 2012
Jefferson City, Missouri