

supports are funded through a Medicaid program known as the Home and Community-Based Services Waiver Program.

3. The Plaintiffs are asking this court to certify the following class so that there can be class-wide resolution of the issues facing the plaintiffs and other HCBS service recipients similarly situated.

4. The class consists of Iowans over the age of 21 who

(i) were enrolled in the Intellectual Disability, Brain Injury, or Health and Disability Home and Community-Based Services (HCBS) Waivers on or after April 1, 2016;

(ii) have received HCBS Waivers since April 1, 2016; and

(iii) have had, or will have their hours, budgets, or staffing levels for HCBS waivers directly or indirectly terminated, reduced, denied or not provided with reasonable promptness by the Defendants or their agents after April 1, 2016, based on the Defendants and their agents refusal to modify their policies and practices.

5. Plaintiffs also request that this Court appoint Roxanne Conlin LLC, the National Health Law Program, and Disability Rights Iowa as co-class counsel in this action pursuant to Fed. R. Civ. P. 23(g).

6. In addition, the Plaintiffs request oral argument because it is essential to a fair resolution of this Motion.

DATED this 13th day of June 2017.

Respectfully submitted,

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Pro hac vice applications forthcoming

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