

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

CONCERNED PASTORS FOR SOCIAL ACTION; MELISSA MAYES;
AMERICAN CIVIL LIBERTIES UNION OF MICHIGAN; and
NATURAL RESOURCES DEFENSE COUNCIL, INC.,

No. 2:16-cv-10277-DML
HON. DAVID M. LAWSON

Plaintiffs,

v

NICK A. KHOURI, et. al.,

Defendants.

STATE DEFENDANTS' THIRD QUARTERLY REPORT

On June 29, 2024, this Court issued an Order Granting in Part State Defendants' Motion to Temporarily Stay City of Flint's Restoration Obligations under the Settlement Agreement. (ECF No. 289.) As part of that Order, the Court required the State Defendants to take the following action:

2. The State defendants shall submit to the Court on a quarterly basis until August 1, 2025 a report on the status of their efforts to complete excavations, replacements, and restorations required under the Settlement Agreement. (*Id.*, PageID.13436.)

The following is the State Defendants' Third Quarterly Report pursuant to that Order.

EXCAVATION/REPLACEMENTS

Following discussion among the parties, it was determined that 41 addresses still existed at which work was required to complete the City's excavation and replacement obligations under the Settlement Agreement. On April 1, 2025, the State Defendants advised the other parties that it believed all of the necessary outreach, excavations, and replacement efforts at those addresses was completed on March 31, 2025. The other parties have not yet stated whether they agree with the State Defendants' conclusion.

RESTORATIONS

Restoration work must still be conducted at nine (9) addresses at which excavations/replacements were conducted in March 2025. That work will be conducted as soon weather permits and the asphalt plants resume operations. Once that work is completed, the State Defendants believe that all restorations required under the Settlement Agreement

will be done. The other parties have not yet advised if they agree with the State Defendants' position.

WORK AT SERVICE LINES NOT SUBJECT TO THE SETTLEMENT AGREEMENT

As previously reported, the City and State are working with the contractors to develop plans to identify and remove remaining Tier 1 and Tier 2 service lines in Flint. Those efforts have already commenced and are expected to continue throughout the year.

Respectfully submitted,

/s/ Richard S. Kuhl

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Dated: April 1, 2025

CERTIFICATE OF SERVICE (E-FILE)

I hereby certify that on April 1, 2025, I electronically filed the above document(s) with the Clerk of the Court using the ECF System, which will provide electronic copies to counsel of record.

Respectfully submitted,

/s/ Richard S. Kuhl

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