

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF PUERTO RICO**

<p>VANESSA E. CARBONELL <i>et als</i></p> <p>Plaintiff</p> <p>v.</p> <p>ANTONIO LÓPEZ FIGUEROA <i>et als</i></p> <p>Defendants</p>	<p>CIVIL NO. 22-1236 (WGY)</p> <p>Class Action Complaint/ Constitutional Violation</p>
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**MOTION IN COMPLIANCE WITH ORDER  
& OPPOSITION TO MOTION FOR CONTEMPT**

TO THE HONORABLE COURT:

COMES NOW, the Department of Justice of the Commonwealth of Puerto Rico, on behalf of **Antonio López Figueroa**, in his official capacity as Commissioner of the Puerto Rico Police Bureau (hereinafter “PRPB”), and **Michelle Moure**, in her official capacity as Human Resources Director of the PRPB, represented by the undersigned counsel and respectfully state and pray as follows:

1. On December 8, 2024, Plaintiffs filed a “Motion for Contempt and for Sanctions and Memorandum of Law in Support”, (Docket No. 151), seeking remedies against the permanent injunction order issued by the Court. Appearing Defendants requested until January 30, 2025 to respond to this motion (Docket No. 160).

2. At this point complying with the terms of the judgment and granting each of the non-affiliated employees the benefit of the additional contribution towards payment of health

insurance requires from the Department of Public Safety (“DSP”), who handles all payroll and human resources matters for all civilian employees of the PR Police Bureau, the identification of additional funds in their budget, and an additional budget allocation to their current budget, since when it was originally approved it did not anticipate this additional disbursement of funds.

3. The agency has already diligently undertaken an effort to identify the source and obtain those funds, but this process requires formal requests and final approval by the Commonwealth’s Office of Management and Budget and the Financial Oversight and Management Board (“FOMB”), which under the PROMESA statute enacted by Congress oversees all matters pertaining to the Commonwealth’s budget and finances. These entities are both external to the DSP.

4. Defendant will shortly be able to announce more specific dates for the conclusion of this process to identify the additional necessary funds and bring the agency into full compliance with the judgment entered in this case. The need to go through this process of identifying additional funds is normal in government agencies when unexpected expenses come up and does not in any way imply an intention by the agency to refuse to comply with its legal duties, nor does it constitute a willful violation of the judgment justifying a contempt finding by the Court.

WHEREFORE, it is respectfully requested from this Court that this motion be granted, that the December 26, 2024 Order be deemed to have been complied with, that Plaintiffs’ motion for sanctions for failure to comply with the judgment be denied and that any request by Plaintiff to enforce the judgment be held in abeyance until the agency is able to conclude its process to identify additional funds to meet its obligations under the judgment.

#### **CERTIFICATE OF SERVICE**

I hereby certify that I electronically filed a digital copy of this document with the Clerk of the Court, who will automatically serve notice of such filing to all parties officially registered in the CM/ECF System.

In San Juan, Puerto Rico, this 30<sup>th</sup> day of January 2025.

**JANET PARRA MERCADO**  
Designated Secretary of Justice

**TANIA L. FERNÁNDEZ MEDERO**  
Deputy Secretary for Civil Litigation

*s/ José R. Cintrón Rodríguez*  
**José R. Cintrón Rodríguez**  
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