

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

JERRY ANDERSON, et al.,

Plaintiffs,

vs.

COUNTY OF KERN, et al.,

Defendants.

No. CIV F-90-0205 REC JFM P

ORDER

Plaintiffs, state prisoners proceeding pro se, have filed this civil rights action seeking relief under 42 U.S.C. § 1983. The matter was referred to United States Magistrate Judge John F. Moulds pursuant to 28 U.S.C. § 636(b)(1)(B) and Local General Order No. 262.

On February 20, 1991, the magistrate judge filed findings and recommendations herein which were served on all parties and which contained notice to all parties that any objections to the findings and recommendations were to be filed within ten (10) days. On February 27, 1991, plaintiffs filed timely objections to the findings and recommendations.

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2 In accordance with the provisions of 28 U.S.C.
3 § 636(b)(1)(C) and Local Rule 305, this court has conducted a de
4 novo review of this case. Having carefully reviewed the entire
file, the court finds the findings and recommendations to be
supported by the record and by proper analysis.

Accordingly, IT IS HEREBY ORDERED that:

1. The Findings and Recommendations filed February 20, 1991 are adopted in full;
2. Defendants' motion for summary judgment on the issue of heating, cooling and ventilation is granted;
3. Defendants' motion for summary judgment on the issue of visitation is granted;
4. Defendants' motion for summary judgment on the issue of telephone access is granted;
5. Defendants' motion for summary judgment on the issue of water quality is denied;
6. Defendants' motion for summary judgment on the issue of plumbing and toilets is denied;
7. Defendants' motion for summary judgment on the issue of the adequacy of food provided is granted with respect to the temperature at which the food is served;
8. Defendants' motion for summary judgment on the issue of the adequacy of food provided is denied with respect to the nutritional adequacy of the food, in terms of the amount of calories provided to adult males and with respect to the degree to which food preparation is unsanitary;

3 9. Defendants' motion for summary judgment on the issue of
4 the conditions under which inmates are transported from the Central
5 Receiving Facility to the Lerdo facilities is denied;

6 10. Defendants' motion for summary judgment on the issue of
7 the adequacy of clothing provided to inmates is denied;

8 11. Defendants' motion for summary judgment on the issue of
9 vermin infestation is granted; and

10 12 Defendants' motion for summary judgment on the issue of
11 attorney visitation is granted.

12 DATED: March 25, 1991.

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UNITED STATES DISTRICT JUDGE

* * CERTIFICATE OF SERVICE * *

1:90-cv-00205

Anderson

v.

Kern, County of

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Eastern District of California.

That on March 26, 1991, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

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