

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

LEONARD CAMPBELL, et al., :
:
Plaintiffs, :
:
v. : Civil Action No. 1462-71
:
CHARLES M. RODGERS, et al., :
:
Defendants.

AMENDED CONSENT ORDER

The Consent Order issued on 10 November 1971 is hereby amended this 11th day of January 1972. Pursuant to Rule 23 of the Federal Rules of Civil Procedure, the court has determined that this action shall be maintained as a class action and has entered an order to that effect. Upon consideration of the representation of counsel for the respective parties that all parties agree that the following shall obtain pending final determination of this matter on the merits. it is hereby

ORDERED:

That defendants, their agents and employees shall permit plaintiffs' counsel and agents free access to all inmates of the D. C. Jail and shall not impede or delay plaintiffs' counsel or their agents from conferring with any inmate of the D. C. Jail;

That defendants their agents and employees shall not take any action by use of force, restraint, threat or transfer from the general population upon any inmate of the D. C. Jail calculated to or tending to deter their cooperation with plaintiffs' counsel in this case.

Campbell v. McGruder



JC-DC-001-005

That defendants, their agents and employees shall not confine any inmate of the D. C. Jail in the treatment segregation cells or the "penthouse" cells, except under emergency conditions when the safety of one or more persons is threatened, in which event the inmate confined shall be given an immediate administrative hearing, no later than 24 hours from the beginning of the confinement, and sooner if possible, at which he shall be entitled to representation;

That defendants, their agents and employees, in the event an inmate is confined or is to be confined in treatment segregation or "penthouse cells" pursuant to the above described emergency conditions, shall inquire of the inmate the name of his attorney and shall call the recording telephone at the Public Defender Service at 638-0022 within one hour of the alleged violation and report the following; inmate's name; DCDC Number; attorney's name if known; a brief description of the events; the scheduled time for the hearing; and the present location of the inmate.

That upon receipt of the recorded telephone transmission pursuant to the above paragraph, the Public Defender Service shall attempt to contact the inmate's counsel, if known, by telephone and in the event that counsel is unknown, unavailable, unable, or unwilling to represent the inmate at the hearing, the Public Defender Service shall arrange for representation either by legal counsel or third year law students from an approved list, and at the discretion of the Public Defender Service, their designated employees

may accompany said counsel or student representatives at said hearings.

That defendants, their agents and employees shall provide one bed and mattress with adequate bedding for each inmate wherever confined except insofar as it shall constitute a danger to that inmate or to others;

That except where medical considerations require otherwise, defendants, their agents and employees shall provide food on a uniform basis for all jail inmates;

That defendants immediately take steps to eliminate the extreme temperatures which exist in the various inmate quarters of the D. C. Jail;

That defendants, their agents and employees shall provide prompt and complete medical attention to each inmate wherever confined;

That defendants their agents and employees shall transmit any requests from plaintiffs to confer with counsel in connection with this action within one hour upon receipt thereof by calling the recording telephone at the Public Defender Service at 638-0022.

That this order shall be posted prominently in the following areas of the jail: each dormitory and cellblock tier; each Maximum Security Unit in a manner that will enable all inmates therein to see it; each treatment, segregation and penthouse cell; each isolation cell; each dining area; the R&D area; and the hospital. This order shall be replaced as required.

J U D G E

CONSENT:

Public Defender Service

Corporation Counsel