

DISTRICT COURT OF THE UNITED STATES  
FOR THE DISTRICT OF RHODE ISLAND

NICHOLAS A. PALMIGIANO, et al., )  
 )  
 v. ) C. A. NO. 74-172 P  
 )  
 EDWARD DiPRETE, et al. )  
 )  
 THOMAS R. ROSS, et al., )  
 )  
 v. ) C. A. NO. 75-032 P  
 )  
 EDWARD DiPRETE, et al. )

ORDER

On Tuesday, January 31, 1989, the Court conducted a chambers conference at the request of the Defendants. The following parties were present: J. Michael Keating, Special Master; for the Plaintiffs, Alvin J. Bronstein, Esquire and Mark J. Lopez, Esquire; for the Defendants, John J. Moran, Director of Corrections, Peter Palombo, Esquire, Executive Counsel to the Governor, John Biafore, Esquire, Assistant Executive Counsel to the Governor, Sarah T. Dowling, Director of Planning, Governor's Office, George M. Cappello, Associate Director, Legal Services, Department of Corrections, Ashbel T. Wall, II, Esquire, Assistant Director, Policy and Development, Department of Corrections and David W. Dugan, Esquire, Assistant Attorney General.

The purpose of this meeting was to review the State of Rhode Island's Initiatives to Reduce the Inmate Population at the Intake Service Center submitted to the Court on December 30, 1988 in accordance with the Court's direction set forth in its

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correspondence dated January 23, 1989. After a review and discussion of Defendants' plan and response to the Court's inquiries by all present, the Court directed that the following be ordered, adjudged and decreed:

1. Defendants may house initially up to 200-225 work release inmates in the recently acquired Bernadette building provided that the facility complies with building code regulations for egress and has a smoke detection system in full operation by February 21, 1989.

2. Defendants may house said work release inmates in the Bernadette building provided that sentenced inmates (A & O) are removed from the Intake Service Center by February 21, 1989 and placed within various facilities of the Adult Correctional Institutions as deemed appropriate by the Director of Corrections.

3. Defendants may house inmates in the Bernadette building notwithstanding that plumbing (for showers and toilets) is incomplete and may require ongoing work for an additional period of time.

4. Defendants shall file a report with this Court by February 21, 1989 apprising the Court of the progress of their initiatives to reduce the awaiting trial population at the Intake Service Center pursuant to the Court's inquiries in its January 23, 1989 correspondence, including the exact population at the Intake Service Center and the initiatives the Defendants will implement within the next three to six months to further

reduce the awaiting trial population at the Intake Service Center.

5. The Court shall conduct a compliance hearing on March 13, 1989 at 2:00 P. M.

By Order,

Corretta R. Zanni  
Deputy Clerk

Enter:

Raymond J. Lettice  
Senior U. S. District Judge

February 13 , 1989