

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

ROSLYN EVERSON, et al.,

Plaintiffs,

v.

Case No. 00-73133

STATE OF MICHIGAN DEPARTMENT
OF CORRECTIONS, et al.,

Defendants.

FILED

MAR 11 2002
CLERK'S OFFICE
U. S. DISTRICT COURT
EASTERN MICHIGAN

MEMORANDUM REGARDING TEMPORARY RESTRAINING ORDER

This Order memorializes the Court's ruling on defendants' paper filed February 25, 2002 styled "Brief In Support Of Defendants' Second Motion For Clarification Or Modification Of Temporary Restraining Order," to which plaintiffs have filed a brief in opposition and defendants' a reply.

It appears from the parties' papers that one of the tasks of a corrections officer is to transport prisoners. How such assignments are made is not clear. It also appears that defendant Department of Corrections (DOC) recently obtained approval of a new promotional classification of "Corrections Transportation Officer" and that this was done without notification to the DOC's counsel. This suggests a lack of communication between the DOC and counsel; the transportation task for women prisoners is an issue in this case.

129

In any event, there seems to be no disagreement that where, because of security concerns, two corrections officers are required for transporting a female prisoner, one of the corrections officers is always a female. There is no good reason, at this time, for the Court to restrain the DOC from assigning a female corrections officer to transport a female prisoner where, because of security concerns, only one corrections officer is required.

The transportation of prisoners obviously has security and personal implications, both for the corrections officer and for the prisoner. Therefore, the manner of staffing such a task should, at this time, be left to the discretion of the DOC.



AVERN COHN
UNITED STATES DISTRICT JUDGE

DATED: **MAR 11 2002**
Detroit, Michigan