

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

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DIANA JOHNSON, <i>et al.</i> ,	)	
	)	
<b>Plaintiffs,</b>	)	
	)	
v.	)	<b>Civil Action No. 02-2364 (RMC)</b>
	)	
THE DISTRICT OF COLUMBIA, <i>et al.</i> ,	)	
	)	
<b>Defendants.</b>	)	
_____	)	

**ORDER**

For the reasons set forth in the accompanying Memorandum Opinion, it is hereby **ORDERED** that Plaintiffs' Motion for Class Certification [Dkt. # 138] is **GRANTED in part** and **DENIED in part**; and it is

**FURTHER ORDERED** that the Court adopts the following definitions for the Fourth Amendment and Fifth Amendment Classes, respectively:

Each woman who, during the Class Period (December 2, 1999, until April 25, 2003), was, (i) held in the Superior Court Cell Block; (ii) awaiting presentment under a statute of the District of Columbia; (iii) subjected to a blanket strip, visual body cavity and/or squat search; (iv) under similar circumstances for which male arrestees were not subjected to a blanket strip, visual body cavity and/or squat search.

Each woman who, during the Class Period (December 2, 1999, until April 25, 2003), was, (i) held in the Superior Court Cell Block; (ii) awaiting presentment under a statute of the District of Columbia on either (a) a non-drug, non-violent traffic offense, (b) a non-drug, non-violent misdemeanor, or (c) a non-drug, non-violent felony; and (iii) subjected to a blanket strip, visual body cavity and/or squat search; (iv) without any individualized finding of reasonable suspicion or probable cause that she was concealing drugs, weapons or other contraband.

It is **FURTHER ORDERED** that the classes above be maintained as a class action pursuant

to Rule 23(b)(3) of the Federal Rules of Civil Procedure; and it is

**FURTHER ORDERED** that Plaintiffs' request to certify the Alternative Fourth Amendment Class is **DENIED** without prejudice; and it is

**FURTHER ORDERED** that the United States Marshals Service is hereby **DISMISSED** from this case; and it is

**FURTHER ORDERED** that Rubbiya Muhammed and Tonya Cecelia Mack are hereby certified as the named representatives of the Fourth Amendment Class; and it is

**FURTHER ORDERED** that Rubbiya Muhammed, Tonya Cecelia Mack, Laura Lambert, Dianne Wilkes, Vickie Brooks, Keisha Holloway, and Donna Curtis are hereby certified as the named representatives of the above Fifth Amendment Class; and it is

**FURTHER ORDERED** that William Claiborne and Barrett S. Litt shall serve as class counsel in this action; and it is

**FURTHER ORDERED** that within 30 days of this Order, the parties shall file a joint proposal regarding class notification procedures. If the parties are unable to reach agreement on the terms of a proposed order, the parties shall file separate proposed orders; and it is

**FURTHER ORDERED** that the Court reserves ruling on Plaintiffs' Proposed Trial Plan. *See* Pls.' Mem., Ex. 14 [Dkt. # 139].

**SO ORDERED.**

Dated: February 8, 2008

/s/

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ROSEMARY M. COLLYER  
United States District Judge