

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
MIAMI DIVISION**

**CASE NO. 76-6068-CIV-HOEVELER**

OLLIE CARRUTHERS, et al.,

Plaintiffs,

v.

AL LAMBERTI, et al.,

Defendants.

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**ORDER**

This Court, having reviewed Plaintiffs' Consent Motion for a Status Report and Impact Statement, and in light of the Defendant Sheriff's non-opposition to same, and for good cause shown, hereby **ORDERS** that Plaintiffs' Motion is **GRANTED**.

This Court **FURTHER ORDERS** that within 21 days of the date of this Order, the Defendant Sheriff (hereinafter "BSO") shall produce a status report on the population, jail capacity, and the use of temporary beds at the Broward County Jail, and to produce an impact statement on how the potential closure of 544 beds at BCJ's Rein facility will affect jail conditions and operations. BSO's Status Report and Impact Statement shall address the following issues, among others:

1. the specific aspects of the Jail's operations that were subject to budget cuts in the last fiscal year, including but not limited to the closure of the Stockade, and the effect of these cuts on conditions and operations at Jail, including the expanded use of temporary beds, correctional staffing and the use of overtime, and the implementation of the Jail's classification system. Plaintiffs also ask that BSO file any impact studies he prepared on the closure of the Stockade;

2. the additional budget cuts that the County Commission has requested from BSO's operational budget for fiscal year 2010-11, and the cuts to the Jail's operating budget BSO has proposed, including but not limited to the proposed closure of one-half of the Rein facility;

2. the effect that the current population and use of temporary beds has had on conditions and operations at the Jail, including, but not limited to, its effect on correctional staffing and the use of overtime, and the implementation of the Jail's classification system;

3. the factors that BSO has identified that have led to the current population levels, and the resulting use of temporary beds and the overcrowding at the Jail;

4. the practical limit of the use of temporary beds in each of the individual housing units;

5. the current rated capacity (total number of fixed beds) for the Jail, and the rated capacity should the one-half of the Rein facility be closed;

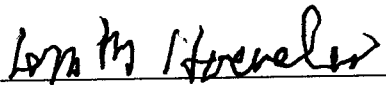
6. BSO's determination of the operational capacity of the Jail, including whether BSO agrees with the recommendation in the 2007 National Institute of Corrections technical assistance report (Exh. A) that the Jail's operational capacity be 85% of the total rated capacity, and how exceeding that operational capacity may affect conditions and operations at the Jail;

7. the expected impact if one tower of the Rein facility is closed on conditions and operations at the Jail, including the use of temporary beds, and the implementation of the Jail's classification system;

8. an assessment of whether the potential closure of one Rein tower may necessitate an expanded use of overtime, and the effect this use of overtime will have on BSO's operational budget, and on staff performance and retention; and

9. the population management plan BSO has developed to handle the potential loss of 544 beds at the Rein facility.

**DONE AND ORDERED** in chambers at Miami, Florida, this <sup>TH</sup>20 day of July, 2010.

  
WILLIAM M. HOEVELER  
SENIOR UNITED STATES DISTRICT JUDGE