



JC-MO-010-040

NOVEMBER 21, 1980

FILED

NOV 26 1980

EYVON MENDENHALL
U. S. DISTRICT COURT
E. DISTRICT OF MO.

HON. JOHN F. NANGLE JUDGE
UNITED STATES DISTRICT COURT
ST. LOUIS, MO. 63101

IN RE, BULLINGTON VS. MOIRELAND
79-650-C

YOUR HONOR:

PLEASE ACCEPT THIS LETTER AS A MOTION BEFORE YOUR COURT TO ALLOW JAMES L. THOMAS, ATTORNEY OF RECORD IN THE ABOVE CASE, TO WITHDRAW AND THE COURT APPOINT COUNSEL TO REPRESENT PLAINTIFFS, FOR THE FOLLOWING REASONS;

- 1 MR. THOMAS HAS NOT ACTED IN THE BEST INTERESTS OF THE PLAINTIFFS.
- 2 AFTER MR THOMAS WAS APPOINTED BY THE COURT, PLAINTIFFS WROTE TWO LETTERS AND WAITED OVER 30 DAYS BEFORE BEING CONTACTED BY HIM.
- 3 MR THOMAS STATED AT THE OUTSET THAT HE COULD NOT MAKE ANY MONEY ON THIS CASE.
- 4 MR THOMAS HAS REFUSED TO INCLUDE ALL ALLEGATIONS IN THE ABOVE SUIT.
- 5 MR. THOMAS HAS REFUSED TO REQUEST THAT A DIETITIAN INVESTIGATE THE DEFICIENT DIET, BUGS IN THE FOOD AND SPOILED FOOD BEING SERVED.
- 6 MR. THOMAS HAS REFUSED TO INVESTIGATE THE NUMEROUS ATTEMPTED SUICIDES.

- 7 MR. THOMAS HAS REFUSED TO INVESTIGATE THE NUMEROUS INMATE UPON INMATE GANG RAPES THAT HAVE OCCURRED.
- 8 MR. THOMAS HAS REFUSED TO INVESTIGATE THE NUMEROUS GUARD UPON INMATE ASSAULTS THAT HAVE TAKEN PLACE, AS RECENTLY AS LAST WEEK, WHERE AN INMATE WAS BEATEN, HAND-CUFFED AND BEATEN AGAIN BY SEVEN GUARDS. THIS INMATE REQUIRED HOSPITAL TREATMENT INCLUDING SUTURES IN THE FACE AND IS BARELY ABLE TO WALK NOW.
- 9 MR. THOMAS HAS REFUSED TO INVESTIGATE THE TWO RECENT FIRES IN THE JAIL. ONE FIRE RESULTED IN SEVERAL CASES OF SMOKE INHALATION BECAUSE ALL THE JAIL WINDOWS ARE SEALED UP AND THERE IS NO OTHER WAY TO VENTILATE THE JAIL. A SECOND FIRE WAS CAUSED BY INMATES AFTER THE JAIL STAFF REFUSED MEDICAL ATTENTION TO AN EXTREMELY SICK INMATE.
- 10 MR. THOMAS HAS REFUSED TO INVESTIGATE THE REASON WHY TWO OF THE NAMED PLAINTIFFS WERE HELD IN THE PUNISHMENT UNIT OF THE JAIL, CALLED "CLOSE SECURITY", FOR PERIODS OF FIVE AND EIGHT MONTHS, WITHOUT BEING CHARGED WITH ANY RULE VIOLATION, BEING AFFORDED ANY TYPE OF HEARING OR GIVEN A REASON FOR THIS PUNISHMENT.
- 11 MR. THOMAS IS INDIFFERENT TO THE POSSIBILITY OF PHYSIOLOGICAL DAMAGE TO PLAINTIFFS BY BEING INCARCERATED IN THE ST. LOUIS COUNTY JAIL FOR EXTENDED PERIODS OF TIME, RANGING FROM 12-18-24-36 MONTHS. THIS PLAINTIFF HAS BEEN IN THIS JAIL AS A PRETRIAL DETAINEE FOR 37 MONTHS, AND MAY BE HERE FOR 6-8 MORE.

12 MR. THOMAS HAS NOT BEEN TO THE JAIL TO VISIT
PLAINTIFFS SINCE JANUARY OF 1980.

13 MR THOMAS HAS NOT NOTIFIED THE JAIL POPULATION
THAT THEY ARE PART OF THE CLASS, IN THIS SUIT.

RESPECTFULLY SUBMITTED.

Robert E. Bullington
Robert E. Bullington
COUNTY JAIL
PO. Box 11417
CLAYTON, MO. 63105

x ~~Mr~~ ~~George~~ ~~Wilder~~ ~~Jr.~~
Cable A. Cornell
McGray Johnson
William Henry Eggers
Ted R Sanders Jr.