

IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF MISSOURI
SOUTHEASTERN DIVISION

FILED

LARRY GRAY, RONALD ARTIS,
and ALONZO PATTERSON,
Plaintiffs,

vs.

BILL FERRELL, Sheriff of
Scott County, et al
Defendants

SEP 14 1981

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

Case No. S81-18C

MOTION FOR CLASS CERTIFICATION AND TO CONSOLIDATE

Come now Plaintiffs, by their attorneys, and move this Court to certify this action as a Class Action pursuant to F.R.C.P.

23. In support thereof, plaintiffs state:

1. Plaintiffs are members of the class of inmates and pre-trial detainees who are, or may be subject to incarceration in the Scott County jail.
2. The class is composed of inmates of the Scott County jail who are presently, or who may in the future be subject to deprivations of their Constitutional rights by Defendants as a result of inadequate jail conditions.
3. Plaintiffs estimate that the class consists of over 200 inmates per year and, thus, the class is so numerous that joinder of all members is impracticable.
4. There are common questions of law and fact relating to the class which predominate over questions affecting single individuals
5. The claims of the plaintiffs herein are typical of the claims of the class.
6. Plaintiffs will fairly and adequately represent and protect the interests of the class.
7. A class action is superior to other available methods for a fair and efficient adjudication of the controversy.

CONSOLIDATION

8. There are presently pending before this Court similar cases filed by other inmates or former inmates of Scott County jail, to wit:

Steven Landreth vs. Bill Ferrell
and Allen Barborek

No. S81-34 C

Jesse Brown vs. Bill Ferrell

No. S81-56 C


Kelsoe Foster vs. Bill Ferrell

No. S81-86 C

9. Consolidation of these cases and certification as a class action will promote the expeditious and fair adjudication of the claims of plaintiffs therein.

WHEREFORE, plaintiffs request this court to grant their Motion certifying this case as a class action and consolidating similar actions pending before this Honorable Court.

Respectfully submitted,


Richard Goldstein, Attorney
for Plaintiffs

PROOF OF SERVICE

The undersigned certifies that a complete copy of this instrument was mailed to the attorneys of each party to the above action, addressed to said attorneys at their business address,

on the 11th day of Sept, 1981

