



JC-MO-014-001

FILED

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

JAN 31 1978

WILLIAM D. RUND, Clerk
U. S. DISTRICT COURT,
E. DISTRICT OF MO.

MELVIN LEROY TYLER, et al.,)
)
 Plaintiffs,)
)
 v.)
)
 JUDGE HAROLD SATZ, et al.,)
)
 Defendants.)

No. 77-918C(1)

ORDER

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After careful consideration of the pleadings in this case, the review and recommendation of the United States Magistrate, the evidentiary hearing conducted, together with the litigants' agreement of the Magistrate's proposed order,

IT IS THE RULING OF THIS COURT AND IT IS HEREBY ORDERED

that, within the City Jail in the City of St. Louis, Missouri:

- (1) There will be a law library maintained and provided for inmates which, in addition to the following books, shall also include an adequate supply of legal size stationery and two manual typewriters in good working order:
 - (A) Volumes 38, 39, 40 & 41 V.A.M.S.
 - (B) Missouri Rules of Court Pamphlet
 - (C) Vernon's Annotated Missouri Rules (Rules 1-102 in Four Volumes)
 - (D) Southwestern Reporter - Missouri Cases only (last 10 years to date)
 - (E) Black's Law Dictionary
 - (F) Missouri Digest (1 set)
 - (G) Titles 18 and 28, United States Code Annotated
 - (H) Federal Practice & Procedure by Wright & Miller Volumes 1-3 only
 - (I) Supreme Court Reporter (1953 to date)
 - (J) Corpus Juris Secundum - Criminal Law Sections only (7 volumes)
 - (K) Federal Rules of Criminal Procedures Pamphlet
 - (L) Missouri Revised Statutes plus yearly supplements (1969 Ed.)

The foregoing legal works shall be kept current yearly and supplements thereto shall be purchased when issued by the publishers.

All provisions and actions required by and referred to in this section shall be implemented and complied with by defendants no later than ninety days after the date of this order.

(2) A new rule will be established and disseminated within two weeks of the date of this order to all prisoners that three pleasure or entertainment books, magazines, newspapers plus a reasonable amount of law books, including periodicals not to exceed ten in number, shall be allowed each prisoner in his cell. Said books, if owned by the jail, shall be returned to their place of withdrawal within two weeks, at which time the books can be checked out again to the same person if no one else has requested use of said book or books.

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(3) That the telephone which we consider to be a privilege, be made available to rich and poor alike, with only those able to pay being required to pay for the call. That each prisoner in good conduct status be allowed two completed, local, non-toll calls per week to whomever the prisoner desires. That each prisoner be allowed a reasonable amount of calls to lawyers, bondsmen, and court officials. Said legal calls are to be dialed by social service personnel and/or correctional officers in order to be certain the call is to a legitimate individual, and then the phone is to be given to the prisoner. Emergency calls, that is, serious illness or death type, are to be treated in the same way as legal calls. Said rule is to be implemented within two weeks of the date of this order.

(4) That prison mail is only to be censored, that is, cut up or deleted when there is a clear threat to prison security, order or rehabilitation. All legal mail, meaning mail with a return address from a court or an attorney shall be opened in the presence of the prisoner. With these restrictions still applicable, the mail may, of course, be searched for contraband. This rule is to be implemented immediately.

SO ORDERED this 31st day of January, 1978.

/s/ James H. Meredith
UNITED STATES DISTRICT JUDGE