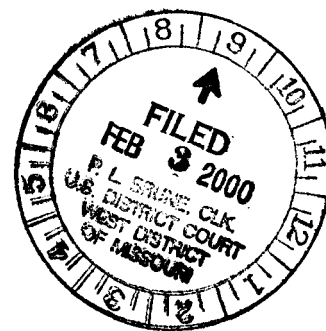


IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MISSOURI
SOUTHERN DIVISION



JONATHAN MANGAN, individually, and on behalf of all other persons similarly situated,

Plaintiff,

vs.

CHRISTIAN COUNTY, MISSOURI, by and through its Board of County Commissioners, ROY MATTHEWS, TOM CHUDOMELKA, and BILL BARNETT, in their official capacities; and STEVE WHITNEY, Sheriff of Christian County, in his official capacity.

Defendant.

Case No. 99-3373-CV-S-AE-ECF

**ORDER APPROVING
FINAL CONSENT DECREE**

The Plaintiff has brought an action, individually and on behalf of all other persons similarly situated, against Defendants claiming violations of rights secured by the First, Fifth, Eighth, and Fourteenth Amendments to the United States Constitution, including deprivation of due process; lack of protection from cruel and unusual punishment; and privation of access the courts. This Final Consent Decree constitutes a final judgment binding on all parties to this action.

Wherefore, it is hereby ORDERED, ADJUDGED AND DECREED that:

- (1) Defendants shall:
 - a. Install a fire escape and effectuate a fire emergency plan approved by the Fire Marshall;
 - b. Allow monthly unannounced spot checks of jail conditions by a person designated by Plaintiff;

- c. Maintain a staff of at least six jailers and require at least one jailer to be on duty twenty-four hours per day, seven days a week, who will conduct welfare checks every half hour;
- d. Install new bedding in all jail beds;
- e. Ensure all cells have adequate lighting at all times;
- f. Consult a registered **dietician** who will approve the jail menu on a monthly basis;
- g. Arrange for a registered nurse to conduct weekly visits to evaluate inmate health issues;
- h. Provide copies of the Rules and Regulations of the Christian County Jail to all inmates;
- i. Install and maintain emergency call buttons and/or telephones in each cell; and
- j. Cover or remove ceiling grates so as to protect against inmate suicide attempts.

(2) Defendants shall not:

- a. Allow more than eighteen people to be incarcerated in the jail at any time. Furthermore, Defendants shall not incarcerate more than two persons per cell in cells one through seven, and no more than four persons in cell eight.
- b. Hold any person in the jail for more than a total of twenty-one days.


(3) Defendant Sheriff shall:

- a. Certify on the first Monday of each month that the Defendants have met conditions agreed to herein and provide to Plaintiffs counsel the certification and jail population logs.

In entering this Final Consent Decree, the Court finds that it complies with the limitations set forth in 18 U.S.C. § 3626.2(a). Specifically, the Court finds, based upon the evidence adduced at the hearing on February 3, 2000 as follows:

1. The relief entered herein is narrowly drawn, extends no further than necessary to correct the alleged violations of Federal rights of the class as set forth in Plaintiffs Complaint, and is the least intrusive means necessary to correct the violations of Federal rights of the class members as set forth in Plaintiffs Complaint.
2. There is no substantial impact on public safety or the operation of the criminal justice system caused by the relief entered herein;
3. This Consent Decree does not require or permit any government official to exceed his or her authority under state or local law or otherwise violate state **or** local law.
4. The Court further finds that this Consent Decree is fair, just and equitable to the class and it is therefore approved.
5. The Court further finds that Plaintiffs are a prevailing party and, therefore, are entitled to reasonable attorneys' fees and costs pursuant to U.S.C. § 1988.

IT IS SO ORDERED.




James C. England
United States Magistrate Judge

Entered this 3 day of February, 2000.

Approved:

SHOOK, HARDY & BACON L.L.P.

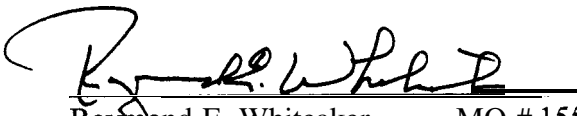


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Barnett, in their official capacities; and
Steve Whitney, Sheriff of Christian County, in
his official capacity