



JC-MS-008-004

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
EASTERN DIVISION

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.)
)
 CITY OF CORINTH, MISSISSIPPI;)
 E.S. BISHOP, Mayor of the City of)
 Corinth, in his official capacity;)
 LARRY BRINKLEY, Chief of Police)
 and Chief Correctional)
 Officer of the City of Corinth in)
 his official capacity; CLIFF)
 BOATMAN, E.G. HOLLOWAY,)
 DONALD JOE SANDERS, LEX MITCHELL,)
 BARRY RICHARDS, members of the)
 City of Corinth Board of Aldermen)
 in their official capacities,)
)
 Defendants.)
)

Civil Rights No.

COMPLAINT

THE UNITED STATES OF AMERICA, Plaintiff, alleges that:

1. This complaint is filed by the Attorney General on behalf of the United States of America pursuant to the Civil Rights of Institutionalized Persons Act of 1980, 42 U.S.C. §1997 et seq., to enjoin the named Defendants from depriving persons incarcerated at the City of Corinth Jail in Corinth Mississippi, of rights, privileges or immunities secured or protected by the United States Constitution.

JURISDICTION, STANDING, AND VENUE

2. This Court has jurisdiction over this action under 28 U.S.C. §1345.

3. The United States has standing to initiate this action pursuant to 42 U.S.C. §1997a.

4. Venue in the Northern District of Mississippi is proper pursuant to 28 U.S.C. §1391. The claims set forth in this Complaint all arose in said District.

5. The Attorney General has certified that all pre-filing requirements specified in 42 U.S.C. §1997b have been met. The Certificate of the Attorney General is appended to this Complaint and is incorporated herein.

DEFENDANTS

6. Defendant City of Corinth, Mississippi, owns and operates the facility at issue in this action. The City of Corinth is responsible for the conditions of confinement and treatment of persons detained or incarcerated in the City of Corinth Jail.

7. Defendant Larry Brinkley, sued in his official capacity, is the City of Corinth Chief of Police and Chief Correctional Officer of the City of Corinth Jail, and is charged by state law with responsibility for the general supervision and control of the City of Corinth Jail. He is responsible for inter alia, the conditions of confinement in the facility, the policies and

procedures of the facility, and for the protection and safety of the persons detained or incarcerated therein.

8. Defendants Lamar Fields, Danny Crofts, Bobby Mitchell, and Travis Drewry are sued in their official capacities as members of the City of Corinth Board of Aldermen. Under Mississippi law, the City of Corinth Board of Aldermen has the financial responsibility to keep the existing City of Corinth Jail in good repair or to construct any new jail.

9. Defendants are legally responsible, in whole or in part, for the operation of the City of Corinth Jail, for the conditions therein and the health and safety of persons detained or incarcerated therein.

10. At all relevant times, the Defendants or their predecessors in office have acted or failed to act, as alleged herein, under color of state law.

FACTUAL ALLEGATIONS

11. The City of Corinth Jail is an "institution" within the meaning of 42 U.S.C. §1997(1).

12. Defendants have failed to provide persons confined at the Corinth City Jail adequate medical care by, inter alia, failing to provide adequate medical screening of inmates at intake, failing to provide inmates with routine, follow-up, and emergency care, failing to implement an adequate medication distribution system, and failing to provide adequate access to dental care services.

13. Defendants have failed to provide adequate mental health care services by, inter alia, failing to provide mental health screening upon entry to the jail, failing to provide adequate access to mental health care professionals, and failing to implement suicide prevention measures.

14. The Defendants have subjected inmates at the City of Corinth Jail to unsanitary and unsafe conditions.

15. The Defendants have failed to protect inmates at the City of Corinth Jail from undue risk of harm from fires.

16. The Defendants have failed to protect inmates at the City of Corinth Jail from physical harm by, inter alia, failing to provide adequate security and supervision, adequate staffing, and appropriate policies and procedures to safely operate the Jail. Such deficiencies endanger the lives of persons incarcerated or detained in the Jail.

17. The Defendants have failed to provide inmates at the City of Corinth Jail adequate access to the courts.

VIOLATIONS ALLEGED

18. The acts, practices and omissions of Defendants alleged in each of paragraphs 12 through 17 violate the rights of persons confined at the City of Corinth Jail which are secured or protected by the Constitution of the United States.

PRAYER FOR RELIEF

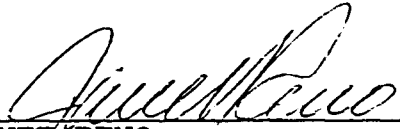
19. The Attorney General is authorized under 42 U.S.C. §1997, et seq. to seek equitable relief.

20. Unless restrained by this Court, persons confined at the City of Corinth Jail will be deprived of rights secured or protected by the Constitution of the United States.

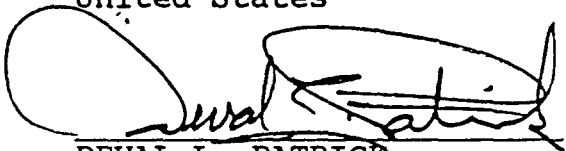
WHEREFORE, the United States prays that this Court enter an order permanently enjoining Defendants, their officers, agents employees, subordinates, successors in office, and all those acting in concert or participation with them from continuing the acts, omissions, and practices set forth herein and to require Defendants to take such actions as will provide constitutional conditions of confinement to persons confined at the City of

Corinth Jail. The United States further prays that this Court grant such other and further equitable relief as it may deem just and proper.

Respectfully submitted,

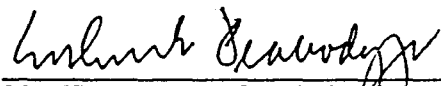


JANET RENO
Attorney General of the
United States

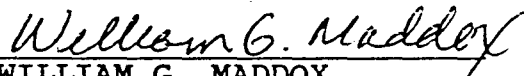


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