

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

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ESSEX COUNTY JAIL INMATES, et al.,:

Plaintiffs, : Civil Action No. 82-1945

v. : ORDER

NICHOLAS AMATO, County Executive, :
et als., and WILLIAM H. FAUVER, :
Commissioner, New Jersey Department :
of Corrections, :

Defendants. :

Whereas the plaintiff class, inmates at the Essex County Jail, filed an order to show cause as to why the County defendants should not be held in contempt of the Third Supplemental Consent Order herein and;

Whereas this Court is issuing an opinion as of this date granting plaintiff's requested relief in part and modifying it in part and substantially adopting the report and recommendation of the Special Masters,

IT IS on this 20th day of November, 1989,

ORDERED that

The County defendants be fined a total of \$1,905,300.00 for population violations;

The County defendants be fined a total of \$1,521,300.00 for recreation violations;

ENTERED
ON
THE DOCKET
NOV 27 1989
WILLIAM T. WALSH, CLERK
William T. Walsh
CLERK

Said fine money be deposited with the Court within 14 days from the entry of this order for use in accordance with the terms of the Third Supplemental Consent Order; and

FURTHER, the County defendants are to provide the Special Masters with a weekly tabulation of the population at the Essex County jail along with the amount of sanctions that would apply for any violations if calculated at a rate of \$100.00 per inmate per day over the 594-inmate cap;

The County defendants are to provide weekly reports to the Masters regarding the provision of the one hour daily recreation requirement per inmate as well as a calculation regarding the amount of sanctions that would apply for any violation of this requirement if calculated at a rate of \$20.00 per inmate per day so deprived;

These reports are to commence as of December 6th and are to be provided to the Masters every Wednesday thereafter;

FURTHER, the County defendants are ordered to install the tier-level equipment and otherwise comply with the recreational requirements set forth in the opinion of May 10, 1989; and

The parties must report to the Special Masters in 14 days from the entry of this order with their written suggestions

and proposals regarding the use of the fine money at which time the Masters will prepare a report and recommendation concerning the use of the population and recreation monies.


HAROLD A. ACKERMAN, U.S.D.J.