

John L. v. City of New Orleans Youth Study



Jl-LA-005-001

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

JOHN L., ET AL	*	NO. 79-5082
	*	
Plaintiffs	*	SECTION "D"
	*	
VERSUS	*	CLASS ACTION
	*	
CITY OF NEW ORLEANS, ET AL	*	CIVIL ACTION
	*	
Defendants	*	
	*	
*****		

JOINT STIPULATION GOVERNING ROOM DETENTION (LOCK DOWN)  
AT THE YOUTH STUDY CENTER

NOW INTO COURT, through undersigned counsel, come the plaintiffs and the defendants, City of New Orleans, Ernest N. Morial, Morris F. X. Jeff and James W. Williams, who jointly stipulate that the following policy shall govern room detention (lock down) at the Youth Study Center (and see attached copy of modified memorandum governing room detention (lock down) at the Youth Study Center):

<u>OFFENSES</u>	<u>ROOM DETENTION TIME</u>
* (1) Fighting and physical attacks against another youngster or Youth Study Center staff	24 Hours Maximum
* (2) Sexual Attacks and Attempts	24 Hours Maximum
** (3) Physical and Verbal Harrassment	6 Hours Maximum
** (4) Escape or Attempted Escape	24 Hours Maximum
** (5) Smuggling Contrabands (Drugs, Cigarettes, Weapons)	24 Hours Maximum
** (6) Intentional Damage to Property	6 Hours Maximum
** (7) Repeated Disregard of Instructions	6 Hours Maximum
** (8) Smoking	24 Hours Maximum
** (9) Stealing	24 Hours Maximum

For all offenses every alternative means to effectuate behavior modification should be attempted.

When a child is on room detention, he will be monitored visually at least one time per hour throughout the day. While in room detention the following activities are allowed:

- (1) Educational Instruction
- (2) Social Service/Group
- (3) Visitation
- (4) Medical Services

In any case, where a child serves room detention for a period exceeding 6 hours, at the end of the detention period, or if the detention period ends during sleep time, the child shall be checked by a nurse, social worker, or supervisory personnel.

In the event that any child commits a serious violation which poses an extreme threat to other children or personnel of the Youth Study Center, the Administration of the Center retains the right to detain the child in his room for a period of time exceeding 24 hours. If such extended room detention is desired by the Administration of the facility, Administration will notify the Juvenile Court within 24 hours that we can no longer safely affect control over the child and will request instructions from the Juvenile Court as to the further treatment of the child.

\* Subject to immediate room detention, with review in a reasonable time thereafter.

\*\* Administrative Review prior to room detention.

Defendants will keep records concerning each child subject to room detention (lock down) which include the following: the name of the child, the offense committed, the duration of room detention, was the duration of room detention continuous, the name of the person making the reports, the child was afforded the opportunity to rebut the charge and the action was approved/disapproved (administrative review), other means were tried first (alternative means to effectuate behavior modification), the child was checked subsequent to room detention, if required.

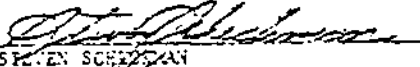
Both plaintiffs and defendants, by submitting this stipulation, reserve the right to propose changes and present evidence on the constitutionality of the defendants present and past room detention (lock down) policy at the Youth Study Center when plaintiffs move that this Honorable Court preliminarily and permanently enjoin the defendants from locking down plaintiffs for any period longer than three hours.

Respectfully Submitted:

JOHN L. and PAUL M.

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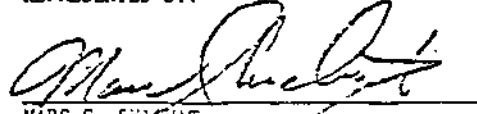
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