

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

FILED

OCT 31 2000

CLERK
U. S. DISTRICT COURT
MIDDLE DIST. OF ALA.

JAMES LIMBAUGH, et al.,)

Plaintiffs,)

v.)

LESLIE THOMPSON, et al.,)

Defendants.)

CIVIL ACTION NO. 93-D-1404-N

NATIVE AMERICAN PRISONERS)

OF ALABAMA - TURTLE WIND)

CLAN, et al.,)

Plaintiffs,)

v.)

STATE OF ALABAMA DEPARTMENT)

OF CORRECTIONS, et al.,)

Defendants.)

CIVIL ACTION NO. 95-D-554-N

ORDER

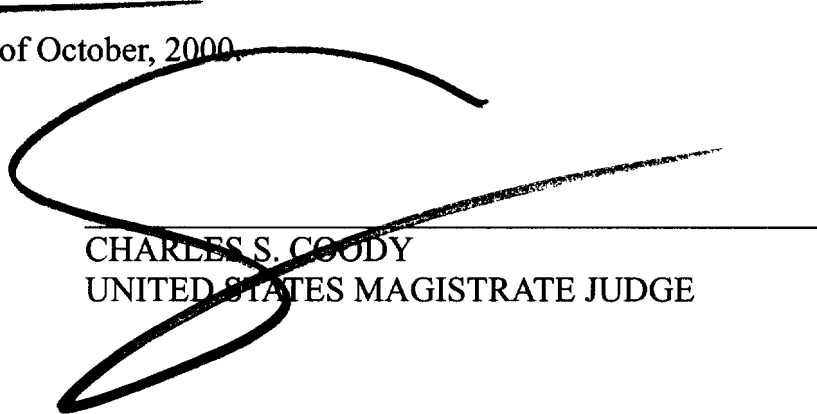
On October 24, 2000, Gerald Ward, a pro se litigant, filed in this case a pleading denominated "Writ of Mandamus." In this pleading, Ward asserts that "Muslim offenders at Bibb County Corrections Facility have been systematically, chronologically, sadistically and maliciously (sic) discriminated (sic) as well as Native Americans." The pleading then relates a number of grievances concerning treatment by prison authorities of religious groups. The court treats this pleading as a petition for intervention pursuant to FED.R.CIV.P. 24 which will be denied for the following reasons.

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First, this case is now pending on appeal from a final order of this court. Therefore, the motion to intervene comes too late. Second, this litigation involved claims by adherents of Native American Religion concerning practices of the Alabama Department of Corrections which were specific with respect to certain Native American religion practices. Third, Bibb County is located within the jurisdiction of the United States District Court for the Northern District of Alabama. Ward may seek relief in that court. Accordingly, it is

ORDERED that the motion to intervene be and is hereby DENIED.

Done this 31st day of October, 2000.

A large, stylized handwritten signature in black ink, appearing to read 'Charles S. Coody', is written over a horizontal line. The signature is fluid and somewhat abstract, with a large loop at the top and a long, sweeping tail that ends in a small hook.

CHARLES S. COODY
UNITED STATES MAGISTRATE JUDGE