

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MISSOURI**

<b>ECCLESIASTICAL DENZEL</b>	)	
<b>WASHINGTON,</b>	)	
	)	
<b>Plaintiff,</b>	)	<b>Case No. 14-CV-06118-SJ-NKL</b>
	)	
<b>v.</b>	)	
	)	
<b>LARRY DENNEY, et al.</b>	)	
	)	
<b>Defendants.</b>	)	

**STIPULATED ORDER ON  
PLAINTIFF'S MOTION FOR POSTJUDGMENT INJUNCTIVE RELIEF**

THIS MATTER having come before the Court upon the stipulation of the parties as set forth herein, and the Court finding good cause, the Court hereby finds as follows.

1. Plaintiff Ecclesiastical Washington's claims against Defendants Larry Denney, Ronda Pash, Cynthia Prudden, and Cheryl Richey were tried before a jury beginning on April 10, 2017.
2. Following trial, the jury found that Mr. Washington proved his claims as against Mr. Denney, Ms. Pash, Ms. Prudden, and Ms. Richey. *See* Doc. 171, p. 1.
3. The jury awarded Mr. Washington \$40,000 in damages. *See id.* at 2.
4. The jury also imposed punitive damages of \$20,000 as against Mr. Denny; \$25,000 as against Ms. Pash; \$25,000 as against Ms. Prudden; and \$1,000 as against Ms. Richey. *See id.*
5. On April 13, 2017, this Court entered judgment in Mr. Washington's favor consistent with the jury's verdict. *See* Doc. 172.
6. On April 27, 2017, Mr. Washington filed a Motion for Postjudgment Injunctive Relief, seeking, among other remedies, an order requiring the Missouri Department of

Corrections to amend its statewide policy regarding smoking in Department facilities to prohibit the sale, possession, and consumption of all tobacco products in all Department facilities. *See* Doc. 178, p. 3.

7. On June 27, 2017, the Court heard oral argument on Plaintiff's Motion for Postjudgment Injunctive Relief.

8. At the June 27, 2017 hearing, the parties agreed at the Court's urging to mediate Mr. Washington's injunctive relief request.

9. Based on the jury's verdict and damages award in this case, the parties agree that, absent a stipulated order, the Court was likely to grant Plaintiff's Motion for Postjudgment Injunctive Relief and require the Missouri Department of Corrections to amend its smoking policy.

10. The parties agree to this Order's entry to cooperate with the Court in establishing the terms of an amended smoking policy and ensure the health and wellbeing of Department staff and offenders.

11. This order applies to all Department correctional centers statewide:

Algoa Correctional Center  
Boonville Correctional Center  
Chillicothe Correctional Center  
Crossroads Correctional Center  
Creamer Therapeutic Community Center  
Eastern Reception, Diagnostic & Correctional Center  
Farmington Correctional Center  
Fulton Reception & Diagnostic Center  
Jefferson City Correctional Center  
Kansas City Reentry Center  
Maryville Treatment Center  
Missouri Eastern Correctional Center  
Moberly Correctional Center  
Northeast Correctional Center  
Ozark Correctional Center  
Potosi Correctional Center

South Central Correctional Center  
Southeast Correctional Center  
Tipton Correctional Center  
Western Missouri Correctional Center  
Western Reception, Diagnostic & Correctional Center  
Women's Eastern Reception, Diagnostic & Correctional Center

**IT IS THEREFORE ORDERED** that the Missouri Department of Corrections shall, on or before April 1, 2018, amend its smoking policy to prohibit the sale, possession, and consumption of all tobacco products, except for authorized religious purposes, inside correctional buildings and on the grounds inside the correctional perimeter at all Department correctional centers listed in paragraph 11 above, and enforce such policy thereafter.

s/ Nanette K. Laughrey  
NANETTE K. LAUGHREY  
United States District Judge

Dated: September 21, 2017  
Jefferson City, Missouri