



PC-RI-001-021

0091c/1-3

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF RHODE ISLAND

NICHOLAS A. PALMIGIANO, et al.	:	C.A. No. 74-0172
	:	
v.	:	
	:	
LINCOLN C. ALMOND, et al.	:	
	:	
THOMAS R. ROSS, et al.	:	C.A. No. 75-0032
	:	
v.	:	
	:	
LINCOLN C. ALMOND, et al.	:	

STIPULATION

WHEREAS, the parties entered into a Final Settlement Agreement dated March 18, 1994 and approved by the United States District Court For The District of Rhode Island on July 15, 1994 (a copy is attached);

WHEREAS, there have been recent population increases at the Women's facilities (known as Gloria McDonald facility)^{1/} and Intake Service Center South ("ISC") facilities which were covered by the Final Settlement Agreement;

WHEREAS, Defendants have submitted a plan to increase the capacities in the Women's Gloria McDonald facility and the Intake Center South facility by reconfiguring certain space and usage in said facilities;

^{1/} The Gloria McDonald facility was previously known as the Women's Jonathan Arnold facility in the Final Settlement Agreement.

Now, the parties agree to the following amendments of the Final Settlement Agreement which was dated March 18, 1994, approved by the Court on July 15, 1994, and subsequently amended in June, 1995. (A copy of the June 1995 Modification is attached.) The Final Settlement Agreement, as modified in June 1995, provided in Section III, ¶ D.3 that the population capacity at the Women's Prison Facility shall be one hundred twenty-five (125). The Defendants seek to increase the population capacity for the Women's Prison Facility (known as the Gloria McDonald facility) to one hundred forty-five (145).

The Final Settlement Agreement, dated March 18, 1994, in Section III, ¶ D.4 provided that the ISC South population capacity shall be two hundred fifty-eight (258). The Defendants seek to increase the population capacity in the ISC South by fifty-eight (58), as set forth:

- Module I - increase to forty-six (46),
- Module J - increase to twenty-four (24),
- Module K - increase to forty-six (46),
- Module L - increase to forty-six (46), and
- Hospital beds - increase of an additional ten (10) beds.

Therefore, the total capacity for ISC South shall be three hundred sixteen (316).

The Defendants have now verified that the aforementioned increases would not be detrimental to the infrastructure of the facilities and would improve prison management. Plaintiffs' counsel has inspected the facilities and confirmed that the requested population increases at the Women's Gloria McDonald facility and ISC South would not impair or infringe upon inmates' rights.

Accordingly, it is stipulated and agreed that Section III, ¶ D.3 is modified to the extent that the population capacity at the Women's Gloria McDonald facility shall hereinafter be one hundred forty-five (145) and Section III, ¶ D.4 is modified to the extent that the population capacity at ISC South shall hereinafter be three hundred sixteen (316), permitting greater than fifty percent (50%) double celling in Modules I, J, K, and L as set forth herein.

All other provisions of the Agreement remain in full force and effect.

Dated: December 20, 1996

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Approved and So Ordered:

Ronald R. Saguene
Chief United States District Judge

Date: 1/3/97