

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH DAKOTA
SOUTHERN DIVISION

FILED
Dec. 1, 1972
William J. Srstka,
Clerk
By Janet M. Hansen,
Deputy

BERNARD CROWE, et al *
*
Plaintiffs *
*
vs. *
*
EDON R. ERICKSON, et al *
*
Defendants *
*

CIV 72-4101

PRELIMINARY INJUNCTION

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Upon the Complaint, Plaintiffs Motion for a Temporary Restraining Order and Preliminary Injunction, with consent of the parties, and for good cause shown, it is hereby

ORDERED, that the Defendants and all persons acting in concert with them, or their agents, employees or servants are hereby preliminarily enjoined during the pendency of this action from:

1. Opening, reading, or otherwise interfering with any outgoing mail of inmates to officials of federal, state or local courts; all federal, state or local officials or agencies, and any attorney admitted to practice before any federal court or the highest court of any state;
2. Reading or otherwise interfering with incoming mail from the class of persons designated in paragraph "1" above, except said mail may be opened in the presence

of the inmate to inspect for contraband.

on the approved mailing list, except those referred to in paragraph "1" above, unless the portion so deleted would present a clear and present danger to prison security if said portion was not deleted, in which event Defendants shall within twenty-four hours of receipt of such letter from the inmate, make a copy of the entire undeleted letter and indicate the part to be deleted or withheld, sending a copy to counsel of record in this case and a copy to this Court;

4. Any prior rules issued by the Defendants in conflict with this Order are hereby superceded; and

ORDERED, that Defendants shall furnish each member of the Plaintiff class with a copy of this Order by mid-night, December 4, 1972.

Dated at Sioux Falls, South Dakota, this 1st day of December, 1972.

BY THE COURT:

FRED J. NICHOL
Chief Judge

ATTEST:

WILLIAM J. SRSTKA
Clerk

(SEAL OF COURT)

By JANET M. HANSEN
Deputy