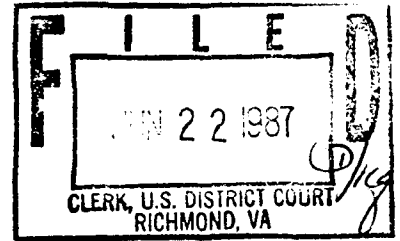


PC-VA-005-003



IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF VIRGINIA RICHMOND DIVISION

EVERETT SHRADER, <u>et al.</u> ,)	
)	
Plaintiffs,)	
)	
v.)	Civil Action No. 82-0247-R
)	
FRANKLIN WHITE, <u>et al.</u> ,)	
Defendants.)	

NOTICE TO CLASS OF SETTLEMENT AGREEMENT

A settlement agreement has been reached between the plaintiffs and defendants on the issue remanded to this Court by the Fourth Circuit Court of Appeals. If approved by this court the settlement will apply to the securing of all tools and scrap metals at the Virginia State Penitentiary, which is the only issue remanded by the Court of Appeals. The proposed settlement agreement is attached to this notice.

It is ORDERED that this notice with the attached proposed settlement shall be posted within the Virginia State Penitentiary at Richmond, Virginia, in the following locations:

1. The main dining hall;
2. The gymnasium and other general recreation areas;
3. The entrance to each cellblock;
4. The visiting room.

In addition, at least 4 copies shall be available to prisoners in the prison library. Prisoners in segregation shall be given a copy of this notice. All prisoners shall receive a notice from the prison administrator listing the locations the proposed agreement can be found.

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If you have any questions about this settlement agreement, you should contact counsel for the plaintiffs:

Adjoa A. Aiyetoro
ACLU National Prison Project
1616 P St. N.W., #340
Washington, D.C. 20036

Marvin D. Miller
1007 King St.
Alexandria, VA 22314

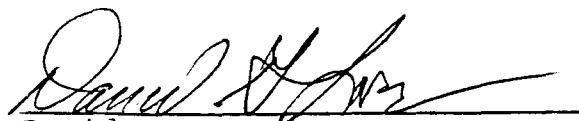
Edward S. Rosenthal
P.O. Box 6333
Alexandria, VA 22314

If you have any objections to the terms of the proposed settlement agreement, you must file them in writing with the Clerk of the United States District Court no later than July 27, 1987. Mail your objections to:

Clerk
United States District Court
P. O. Box 2-AD
Richmond, VA 23205

You must include at the top of your letter to the clerk the name and number of this case: Shrader v. White, Civ. Action No. 82-0247-R.

Dated this 22nd day of June, 1987.


David Lowe
United States Magistrate

- d. Tools used within the VSP shall be identified and inventoried using color or numerical codes, shadow boards (where feasible) and other means of accountability. When not in use, tools shall be stored in tool rooms described in paragraph c.
- e. Daily records are to be maintained showing the distribution of tools and the names of recipients. The officer in charge of the shop (or another designated state employee) shall be required to reconcile these records on a daily basis to account for the location of the tools.

2. Defendants shall maintain a comprehensive metal control system by doing the following (for the purposes of this paragraph, "metal" is defined as all metallic supplies and materials used by or supplied to inmates in the repair or fabrication operations within the industrial shops of the VSP):

- a. Maintain and secure all metal in a designated locked security area when such metal is not being used in VSP sanctioned fabrication or repair operations.
- b. Maintain a current inventory of such metal.
- c. Maintain records showing to whom such metal is distributed, which shall be reconciled on a daily basis by the officer-in-charge (or another designated employee).
- d. Not reopening the metal shop formerly housed within the VSP for use in the fabrication of metal products.

3. Defendants shall continue regular frequent trash pickups from the shop areas of the VSP. All non-reusable scrap metal shall be stored in locked containers away from the shop area.

4. Defendants shall cause all grinders, table saws, and other electrical machinery when not in use to be locked or removed to a locked area and to require prisoners using these

machines to be supervised at all times by a shop foreman or correctional officer.

5. Defendants shall maintain the metal screening now covering the windows of the shop buildings.

6. Defendants shall continue to utilize adequate search procedures, including the use of walk-through metal detectors for prisoners entering or leaving the shop area of the VSP.

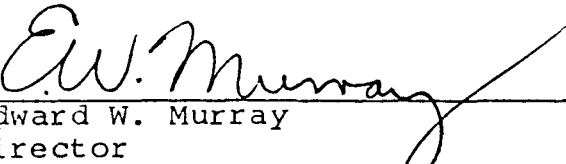
7. Defendants shall train all shop staff, including prisoners, in the above-described procedures for securing tools and metal.


8. Defendants shall conduct thorough searches of all areas of the institution periodically, but no less than once every six months, using action plans describing the search and maintaining records of contraband found during such searches.

9. Defendants agree to provide the plaintiffs for review upon request records maintained pursuant to the above numbered paragraphs, serious incidents reports as well as any summaries of these reports and shakedown reports.

10. Plaintiffs agree not to seek any further injunctive or declaratory relief on the claims covered by this settlement agreement or the Court's order dismissing this action except as may be necessary for the enforcement of this agreement.

WITNESS the following signatures:


Edward W. Murray
Director
Virginia Department of Corrections


Adjoa A. Aiyetoro
Counsel for Plaintiffs