

UNITED STATES DISTRICT COURT
Western District of Wisconsin

DENNIS E. JONES' EL, MICHA' EL JOHNSON, DE'ONDRE CONQUESET, LUIS NIEVES, SCOTT SEAL, ALEX FIGUEROA, ROBERT SALLIE, CHAD GOETSCH, EDWARD PISCITELLO, QUINTIN L' MINGGIO, LORENZO BALLI, DONALD BROWN, CHRISTOPHER SCARVER, BENJAMIN BIESE, LASHAWN LOGAN, JASON PAGLIARINI and ANDREW COLLETTE, and all others similarly situated,

Plaintiffs,

v.

GERALD BERGE JAMES PARISI, LINDA TRIPP, VICKI SHARPE, RANDY HEPP, TED HARIG, LAURA HARDING, DAVID HAUTAMAKI, BRUCE MURASKI, GARY R. McCAUGHTRY, and JON LITSCHER,

Defendants.

JUDGMENT IN A CIVIL CASE

Case No.: 00-C-421-C

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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WISCONSIN

JUN 24 2002

FILED
JOSEPH W. KURNIEWITZ CLERK
CASE #

This action came for consideration before the court with U. S. District Judge Barbara B. Crabb presiding. The issues have been considered and a decision has been rendered.

IT IS ORDERED AND ADJUDGED

1. The request of plaintiffs Dennis Jones'el and Micha'el Johnson for leave to proceed in forma pauperis on their claims of interference with access to the courts at Supermax; denial of certain periodicals in violation of the First Amendment; and denial of mail on Saturdays is DENIED pursuant to 28 U.S.C. § 1915(e)(2)(B) for their failure to state a claim upon which relief may be granted.

A copy of this document has been mailed to the following:

Harvey & Mc Cambridge

this 24 day of June, 2002 by
J.M. Dye, Secretary to Judge Crabb

2. The request of plaintiffs Dennis Jones'el and Micha'el Johnson for leave to proceed in forma pauperis on their claim that they did not have access to Muslim programming in violation of the First Amendment is DENIED pursuant to 42 U.S.C. § 1997e(a) for their failure to exhaust their administrative remedies.

3. The request of plaintiff Dennis Jones'el for leave to proceed in forma pauperis on his access to the courts claims against defendants Sharpe, Muraski, Hautamaki and McCaughtry and his Eighth Amendment claim of inadequate shoes, socks and underwear is DENIED pursuant to 28 U.S.C. § 1915(e)(2)(B) for his failure to state a claim upon which relief may be granted.

4. The request of plaintiff Dennis Jones'el for leave to proceed in forma pauperis on his claims of conditions of confinement at Waupun Correctional Institution, inadequate medical treatment at Waupun and Supermax; denial of privacy at Supermax; denial of visitors claim at Waupun; loss of privileges while in segregation at Waupun; and any remaining claims against defendants Laura Harding, David Hautamaki, Gary McCaughtry and Bruce Muraski is DENIED pursuant to 42 U.S.C. § 1997e(a) for his failure to exhaust his administrative remedies.

5. The attached settlement agreement (Exhibit A) is approved by the court with the court's definition of serious mental illness (Exhibit B) and the court-ordered procedures for implementing the definition (Exhibit C) on the finding that the prospective relief approved in the parties' settlement agreement and fleshed out in the order entered herein on April 15, 2002 and in the order of June 21, 2002, is narrowly drawn, extends no further than necessary to correct the violation of the federal rights at stake and is the least intrusive means necessary to correct the violation of the federal rights.

Approved as to form this 21st day of June, 2002



BARBARA B. CRABB
U.S. DISTRICT JUDGE

Judgment is hereby entered.


JOSEPH W. SKUPNIEWITZ, Clerk of Court

JUN 24 2002

Date