

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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GUY ZEPH AMBROSE, et al.,	:	
Plaintiffs,	:	76 Civ. 190 (MEL)
-against-	:	SUPPLEMENTAL STIPULA-
	:	TION OF A PARTIAL
BENJAMIN J. MALCOLM, et al.,	:	SETTLEMENT FOR A PRE-
	:	LIMINARY INJUNCTION ON
Defendants.	:	RECREATION AND DAYROOMS

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Plaintiffs having moved this Court for a preliminary injunction, pursuant to Rule 65, Federal Rules of Civil Procedure, ordering defendants to (1) provide members of the plaintiff class, which consists of all detainees at the Bronx House of Detention (BxHD), with an opportunity for one hour of exercise and recreation every day and (2) provide plaintiffs housed in cells at BxHD with additional living space by affording them use of the dayrooms adjacent to their cell-blocks; the parties having entered into a Stipulation of a Partial Settlement, dated September 12, 1978, (hereinafter referred to as the "September 12th Stipulation"), agreeing to the entry of a preliminary injunction on certain aspects of the relief to be granted (set forth in Sections I.A. and II.A. of the September 12th Stipulation) and indicating those aspects of the relief to be granted about which the parties could not agree (set forth in Sections I.B. and II.B. and C. of the September 12th Stipulation); and the parties having agreed that it is in the best interests of all concerned that certain of these outstanding issues regarding relief be resolved without further litigation;

IT IS HEREBY STIPULATED, by and between the undersigned attorneys for the plaintiffs and defendants herein, that the following additional agreements be incorporated in the preliminary

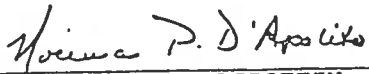
injunction to be entered in this case:

1. The auditorium at BxHD shall be converted for use in part as a second gymnasium and in part as an interim law library and an interim general library, as provided in Paragraph I.A.2. of the September 12th Stipulation, by March 30, 1979;

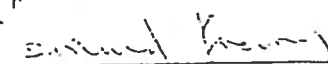
2. The spaces adjacent to each cell-block at BxHD shall be converted for use as dayrooms, as provided in Paragraph II.A.1. of the September 12th Stipulation, without the construction of an officers' catwalk in any of these dayroom areas; and

IT IS FURTHER STIPULATED that any issues of relief which were identified as areas of disagreement in the September 12th Stipulation and which are not resolved by the terms of this Stipulation herein shall be submitted for resolution by the parties to the Court in the manner specified in the September 12th Stipulation; the parties agree to the immediate entry of a partial preliminary injunction on recreation incorporating those terms already fully agreed upon by the parties and shall submit a proposed order forthwith.

Dated: New York, New York
March 14, 1979



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