

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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JAMES BENJAMIN, et al.,

Plaintiffs,

75 Civ. 3073 (MEL)

- against -

BENJAMIN J. MALCOLM, et al.,

STIPULATION AND ORDER
FOR COMPLETION OF NEW
RIKERS ISLAND BRIDGE
CONTROL BUILDING

Defendants.

and related cases

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On September 28, 1979 the parties entered into a "Stipulation for the Entry of an Order" which provides, inter alia, that plaintiffs' have established factual claims that "the inaccessibility of the institutions on Rikers Island, including the location of Rikers Island and the administrative processing which visitors encounter on Rikers Island, limited substantially detainees' opportunities to receive visits from relatives and friends."

The Stipulation further provides that "plaintiffs are entitled, as a matter of law, to the entry of a judgment remedying [the conditions of inaccessibility]" described above, among others.

IT IS HEREBY STIPULATED THAT since the entry of the Stipulation the parties have been engaged in a series of negotiations to reach an agreed upon remedy for the claims established therein.

In the course of these negotiations the parties agreed to replace the existing visitor processing building on Rikers Island (herein "Bridge Control") with a new structure designed to receive and process visitors more efficiently and quickly.

IT IS FURTHER STIPULATED THAT the new Bridge Control building has been under design and construction since 1988 and has been subject to a number of construction delays, but is now virtually complete. However, there remain a number of repairs and alterations which must be finished before the new Bridge Control building is ready for occupancy and use. Nonetheless, the parties are agreed that further delays are not in their interest and that the new Bridge Control building can and should be opened for use as soon as possible.

IT IS FURTHER STIPULATED THAT the Court may enter a Partial Judgment and Order for the completion of the new Bridge Control Building while the parties continue to negotiate the remaining issues concerning how to improve visitor access to Rikers Island.

NOW THEREFORE, based upon the foregoing and aforementioned Stipulations and for good cause shown, it is hereby ORDERED, ADJUDGED AND DECREED that:

1. The defendants, their employees, agents and assigns, and all those in active concert and participation with them, shall on or before October 1, 1991, cease using the present

Bridge Control building for family and social visitor processing and shall complete all construction and repairs, and shall open and operate the new Bridge Control building constructed adjacent to the present structure.

2. The new Bridge Control building when opened and operated shall be equipped with individual telephone and computer communications links for each facility on Rikers Island to expedite the process of locating and notifying the facility that particular inmates have visitors who have arrived to see them.

3. The new Bridge Control building when opened and operated shall have clearly marked and visible informational literature and videos, directional signage and staff to provide arriving visitors with all the information required by Paragraph 3 (b) and (i) of the Stipulation of September 28, 1979 concerning visit processing rules and procedures, schedules, public and on-island transportation routes and schedules and means by which visitors obtain the current location of inmates.

4. Defendants shall at all times continue to permit departing visitors the option of waiting inside the new Bridge Control building for public transportation to take them off of Rikers Island and shall not require visitors to wait outdoors.

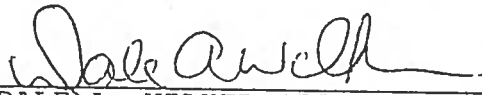
5. Defendants shall at all times maintain the new Bridge Control building in a clean and sanitary manner, including all

public restrooms, and shall at all times provide adequate numbers of empty trash receptacles and the parties shall at least one month before the opening of the new Bridge Control building but no later than September 1, 1991, whichever is sooner, provide the Court with a plan containing specific procedures for the regular, frequent and efficient maintenance of clean and sanitary conditions at the new Bridge Control building.

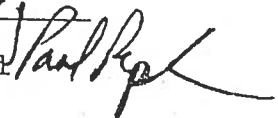
Dated: New York, New York
July 2, 1991

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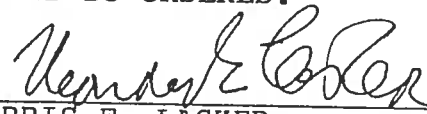
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IT IS SO ORDERED.


MORRIS E. LASKER
United States District Judge