

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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JAMES BENJAMIN, et al.,

Plaintiffs,

75 Civ. 3073
(MEL)

- against -

ALLYN R. SIELAFF, et al.,

Defendants.

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ERNESTO MALDONADO, et al.,

Plaintiffs,

76 Civ. 2854
(MEL)

- against -

ALLYN R. SIELAFF, et al.,

Defendants.

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DETAINEES OF THE BROOKLYN HOUSE OF
DETENTION FOR MEN, et al.,

Plaintiffs,

79 Civ. 4913
(MEL)

- against -

ALLYN R. SIELAFF, et al.,

Defendants.

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DETAINEES OF THE QUEENS HOUSE OF
DETENTION FOR MEN, et al.,

Plaintiffs,

79 Civ. 4914
(MEL)

- against -

ALLYN R. SIELAFF, et al.,

Defendants.

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STIPULATION

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IOLA FORTS, et al.,

Plaintiffs,

76 Civ. 101
(MEL)

- against -

ALLYN R. SIELAFF, et al.,

Defendants.

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GUY ZEPH AMBROSE, et al.,

Plaintiffs,

76 Civ. 190 (MEL)

- against -

ALLYN R. SIELAFF, et al.,

Defendants.

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CHARLES FISHER, et al.,

Plaintiffs,

- against -

83 Civ. 2128 (MEL)

ALLYN R. SIELAFF, et al.,

Defendants.

-----X

ERIC VEGA, et al.,

Plaintiffs,

- against -

82 Civ. 6472 (MEL)

ALLYN R. SIELAFF, et al.,

Defendants.

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Plaintiffs sought a temporary restraining order and a preliminary injunction barring the reduction of medical and mental health services to the plaintiff classes. On June 28, 1991, the court granted such a temporary restraining order to preserve the status quo pending a hearing and decision on the merits of plaintiffs' motion. By stipulation, the duration of the temporary restraining order was extended until July 18, 1991 to allow time for the completion of the City budget process and further discussions between the parties.

Defendants have now represented to plaintiffs' counsel that the correctional medical and medical health budget has been reduced by \$1.9 million, rather than the \$23.6 million initially proposed. They have further represented that this budget cut will be absorbed through accruals of unspent personnel funds resulting from normal staff turnover and from efficiencies in the provision of "other than personnel services," without any reduction in services to the plaintiff classes. They have further represented that in connection with this \$1.9 million budget cut, no health care staff will be terminated or laid off, and that hiring will proceed normally for those health care positions that are presently vacant, both in those jails directly served by the Department of Health, Bureau of Correctional Services, and in those jails at which services are provided contractually by Montefiore Medical Center - Rikers Island Health Services. In those jails in which health care services are provided contractually by St. Vincent's Hospital and Medical Center, some

staff reductions will be made, but the existing level of services will be maintained.

Based on the foregoing representations, plaintiffs have agreed that the pending motion to enjoin reduction of medical and mental health services need not be pursued at the present time.

IT IS THEREFORE STIPULATED that plaintiffs' pending motion to enjoin the reduction of medical and mental health services is withdrawn without prejudice to its renewal if the defendants' representations prove inaccurate or if reductions in such services are again proposed in the future, and without prejudice to plaintiffs' utilization of the discovery provisions of the Federal Rules of Civil Procedure to determine if service reductions have occurred or are planned.

Dated: New York, New York
July 10, 1991

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IT IS SO ORDERED:

s/ MEL
UNITED STATES DISTRICT JUDGE