

ENDORSEMENT

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IOLA FORTS, et al.,

Plaintiffs

-against-

BENJAMIN MALCOLM, et al.,

Defendants

ORDER TO SHOW CAUSE TO MODIFY
COURT ORDER AND STAY~~W. BENJAMIN MALCOLM~~
~~BENJAMIN MALCOLM~~

Corporation Counsel,

Attorney for.....

Municipal Building,

New York, N. Y. 10007

CARROLL 566-2183

Due and timely service of a copy of the
within
is hereby admitted.

New York, 19.....

Attorney for

To

Attorney for



The motion for a modification of this Court's order filed February 3, 1977 is denied. The defendants have made no factually supported claim that allowing contact visits by nonfamily visitors will create unresolvable security problems, and no such claim was made on the defendants' earlier motion for summary judgment. Therefore, no differentiation may be made between family and nonfamily visits.

The defendants now assert, however, that it will be necessary to make certain structural changes at the NYCCIFW in order to implement the Court's order that all visits be contact visits. Accordingly, and in further explication of this Court's oral order of March 4, 1977,

IT IS ORDERED that all visits to pretrial detainees at the NYCCIFW be contact visits within 90 days of the entry of this order;

IT IS FURTHER ORDERED that the defendants proceed toward this goal as quickly as possible, taking the following steps:

(1) As of March 5, 1977, the effective date of this Court's order of February 3, visits by nonfamily as well as family visitors shall be contact visits to an extent consonant with the physical limitations of the facilities as they now exist at the NYCCIFW;

(2) At the end of each 30-day period following this order, and until the 90-day period specified above has expired, the defendants shall file with the Court a report detailing the specific actions that have been taken or will be taken to implement the Court's order and presenting a statistical breakdown of the visits to the NYCCIFW in that 30-day period, including but not limited to the numbers of family and nonfamily contact and noncontact visits.

Dated: New York, New York
March 7, 1977

Charles J. ...
U.S.D.J.