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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

DANIEL REYNOLDS, CARLOS CRUZ, TYRONE  
McGRAW, MADRICK WALLACE, LINDA GRIER, in-  
dividually and on behalf of all other  
persons similarly situated,

Plaintiffs,

-against-

BENJAMIN WARD, Commissioner of the De-  
partment of Correction of the City of New  
York; ABRAHAM J. KAUFER, President of the  
Health and Hospitals Corporation of the  
City of New York; ESTA ARMSTRONG, Director  
of Prison Health/Mental Health for the  
Health and Hospitals Corporation; REINALDO  
FERER, Commissioner of the Department of  
Health of the City of New York; SARA L.  
KELLERMAN, M.D., Commissioner of the De-  
partment of Mental Health, Mental Retar-  
dation and Alcoholism Services of the  
City of New York; DANTE ALBERTI, JAMES  
MONROE and JOHN PRENDVILLE, Deputy War-  
ders in Command of the prison wards at  
Bellevue, Elmhurst and Kings County, re-  
spectively; DANIEL SCHWARTZ, M.D., HENRY  
WEINSTEIN, M.D., and STANLEY BRODSKY,  
M.D., Directors of the prison wards at  
Kings County, Bellevue and Elmhurst Hos-  
pitals, respectively; MADELINE BOHMAN,  
IRA CLARK, and MARVIN DURRELL, Executive  
Directors of Bellevue Hospital Center,  
Kings County Hospital Center and Elmhurst  
Hospital Center, respectively; ALLEN  
GOLDBERG, Director of Prison Health Serv-  
ices of the Department of Health of the  
City of New York; EDWARD KOCH, Mayor of  
the City of New York, individually and  
in their official capacities,

Defendants.

STIPULATION AND  
PROPOSED ORDER RE:  
CONTACT VISITING  
AT BELLEVUE HOSPITAL  
PRISON WARDS

81 Civ. 107  
(MEL)

Plaintiffs having moved on October 12, 1983 for summary  
judgment on the issue of contact visiting at the Bellevue

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Hospital prison psychiatric and medical wards; and defendants having denied that plaintiffs are entitled to summary judgment on the issue of contact visiting at Bellevue; and both sides having submitted affidavits and memoranda of law on the issue; and the Court having heard argument on the issue by counsel for both parties on January 6, 1984, and having inspected the visiting area on the Bellevue psychiatric ward on January 9, 1984; and the plaintiffs and defendants having agreed that it is in their best interest that the issue raised in plaintiffs' motion be resolved by agreement of the parties; and defendants having agreed to continue to provide contact visiting to plaintiffs confined on the prison medical-surgical ward at the rate of no less than three one-hour contact visits per week,

IT IS HEREBY STIPULATED by and between the undersigned attorneys for the plaintiffs and defendants herein, and subject to the approval and entry as an Order by the Court, that:

1. In reliance on defendants' assurances that plaintiffs confined on the prison medical-surgical ward shall continue to be able to receive no less than three one-hour contact visits per week, that part of plaintiffs' motion seeking relief as to the medical-surgical unit is hereby withdrawn without prejudice;

2. Defendants shall begin a program of contact visiting on the Bellevue prison psychiatric ward no later than February 24, 1984;

3. In providing contact visiting pursuant to this Stipulation and Order, defendants shall not decrease the number or length of visits available to plaintiffs confined on the prison psychiatric and medical-surgical wards as compared with the period preceding its entry, except as provided in ¶ 4;

4. Following the entry of this Stipulation and Order, should the rate of visiting on the prison psychiatric or medical-surgical wards increase to such an extent that the visiting space is unreasonably burdened, under the then existing schedule, defendants shall, upon notice to plaintiffs' counsel, retain the right to reduce the number of visits provided to each inmate per week. In no event, however, shall defendants provide plaintiffs confined on the prison psychiatric and medical-surgical wards with less than the opportunity for three 1-hour contact visits per week, at least one of which shall be in the evening or on the weekend;

5. Nothing in this Stipulation resolves as a final matter the questions of the frequency and duration of visits, and the number of visitors per visit, to which plaintiffs are entitled, nor the question of the limitations on childrens' visiting currently in force at Bellevue, nor the question of whether, and under what circumstances, medical personnel may, as a medical decision, restrict plaintiffs' access to contact visiting.

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Attorneys for Plaintiffs

IT IS SO ORDERED.

Dated: January 2, 1984

Wm. E. Hellerstein  
UNITED STATES DISTRICT COURT JUDGE