

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

C. ALAN POWELL, et al	)	
	)	
Plaintiffs,	)	
	)	
VS.	)	CIVIL ACTION FILE
	)	No. 1:04-CV-1100(RWS)
JACQUELYN BARRETT, SHERIFF,	)	
in her individual capacity,	)	
MYRON FREEMAN, SHERIFF	)	
individually and in his official capacity,	)	
et al,	)	
	)	
Defendants.	)	

**ANSWER BY DEFENDANTS
BARRETT AND FREEMAN TO
FOURTH AMENDED COMPLAINT**

COME NOW, Defendants Barrett and Freeman ("Defendants") to file
this their Answer to the Fourth Amended Complaint as follows:

1.

Defendants are without knowledge or information sufficient to form
a belief as to the truth of the allegations contained in paragraph 1 of the
Fourth Amended Complaint.

2.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 2 of the Fourth Amended Complaint.

3,

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 3 of the Fourth Amended Complaint.

4.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 4 of the Fourth Amended Complaint.

5.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 5 of the Fourth Amended Complaint.

6.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 6 of the Fourth Amended Complaint.

7.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 7 of the Fourth Amended Complaint.

8.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 8 of the Fourth Amended Complaint.

9.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 9 of the Fourth Amended Complaint.

10.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 10 of the Fourth Amended Complaint.

11.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 11 of the Fourth Amended Complaint.

12.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 12 of the Fourth Amended Complaint.

13.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 13 of the Fourth Amended Complaint.

14.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 14 of the Fourth Amended Complaint.

Jurisdiction and Venue

15.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 15 of the Fourth Amended Complaint.

16.

Admitted.

Parties-Plaintiffs

17.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 17 of the Fourth Amended Complaint.

18.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 18 of the Fourth Amended Complaint.

19.

Admitted.

20.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 20 of the Fourth Amended Complaint.

21.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 21 of the Fourth Amended Complaint.

22.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 22 of the

Fourth Amended Complaint as to why Plaintiff Powell was re-committed to the Fulton County Jail.

23.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 23 of the Fourth Amended Complaint.

24.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 24 of the Fourth Amended Complaint.

25.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 25 of the Fourth Amended Complaint.

26.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 26 of the Fourth Amended Complaint.

27.

Admitted.

28.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 28 of the Fourth Amended Complaint.

29.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 29 of the Fourth Amended Complaint.

30.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 30 of the Fourth Amended Complaint.

31.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 31 of the Fourth Amended Complaint.

32.

Admitted.

33.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 33 of the Fourth Amended Complaint.

34.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 34 of the Fourth Amended Complaint.

35.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 35 of the Fourth Amended Complaint.

36.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 36 of the Fourth Amended Complaint.

37.

Admitted.

38.

Admitted.

39.

Defendants admit that Plaintiff Evans was not released instantly but denies that any "illegal strip search" occurred or that Defendants knew at the time that there were no other charges, detainers, warrants or holds or other basis to detain him as alleged in paragraph 39 of the Fourth Amended Complaint.

40.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 40 of the Fourth Amended Complaint.

41.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 41 of the Fourth Amended Complaint.

42.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 42 of the Fourth Amended Complaint.

43.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 43 of the Fourth Amended Complaint.

44.

Admitted.

45.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 45 of the Fourth Amended Complaint.

46.

Admitted.

47.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 47 of the Fourth Amended Complaint.

48.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 48 of the Fourth Amended Complaint.

49.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 49 of the Fourth Amended Complaint.

50.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 50 of the Fourth Amended Complaint.

51.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 51 of the Fourth Amended Complaint.

52.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 52 of the Fourth Amended Complaint.

53.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 53 of the Fourth Amended Complaint.

54.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the factual allegations contained in paragraph 54 of the Fourth Amended Complaint but deny the remaining allegations as to the existence of administrative remedies.

55.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 55 of the Fourth Amended Complaint.

56.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 56 of the Fourth Amended Complaint.

57.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 57 of the Fourth Amended Complaint.

58.

Admitted.

59.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 59 of the Fourth Amended Complaint.

60.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 60 of the Fourth Amended Complaint.

61.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 61 of the Fourth Amended Complaint.

62.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 62 of the Fourth Amended Complaint.

63.

Admitted.

64.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 64 of the Fourth Amended Complaint.

65.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 65 of the Fourth Amended Complaint.

66.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 66 of the Fourth Amended Complaint.

67.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 67 of the Fourth Amended Complaint.

68.

Admitted.

69.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 69 of the Fourth Amended Complaint.

70.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 70 of the Fourth Amended Complaint.

71.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 71 of the Fourth Amended Complaint.

72.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 72 of the Fourth Amended Complaint.

73.

Admitted.

74.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 74 of the Fourth Amended Complaint.

75.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 75 of the Fourth Amended Complaint.

76.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 76 of the Fourth Amended Complaint.

77.

Defendants admit that Plaintiff Wolf was committed to the Fulton County Jail on 2/24/04, but deny the remaining allegations contained in paragraph 77 of the Fourth Amended Complaint.

78.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 78 of the Fourth Amended Complaint.

79.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 79 of the Fourth Amended Complaint.

80.

Admitted.

81.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 81 of the Fourth Amended Complaint.

82.

Defendants admit that Plaintiff Wolf was returned to the Fulton County Jail but denies the remaining allegations contained in paragraph 82 of the Fourth Amended Complaint.

83.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 83 of the Fourth Amended Complaint.

84.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 84 of the Fourth Amended Complaint.

85.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 85 of the Fourth Amended Complaint.

86.

Defendants admit that Plaintiff Matkin was not released immediately but are without knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in paragraph 86 of the Fourth Amended Complaint.

87.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 87 of the Fourth Amended Complaint.

88.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 88 of the Fourth Amended Complaint.

89.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 89 of the Fourth Amended Complaint.

Parties-Defendants

90.

Admitted.

91.

Admitted.

92.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 92 of the Fourth Amended Complaint.

93.

Defendants Barrett and Freeman deny the acts attributed to them by Plaintiffs in paragraph 93 of the Fourth Amended Complaint.

94.

Allegation in paragraph 94 of the Fourth Amended Complaint appears to call for a legal conclusion that Defendants Barrett and Freeman are not competent to give.

95.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 95 of the Fourth Amended Complaint.

96.

Allegation in paragraph 96 of the Fourth Amended Complaint appears to call for a legal conclusion that Defendants Barrett and Freeman are not competent to give.

FACTUAL ALLEGATIONS

Fulton County. The Fulton County Board of Commissioners, And The
Fulton County Jail

95.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 95 of the Fourth Amended Complaint.

96.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 96 of the Fourth Amended Complaint.

97.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 97 of the Fourth Amended Complaint.

98.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 98 of the Fourth Amended Complaint as to the authority relied upon by Defendant Fulton County to build the Jail.

99.

Fact asserted in paragraph 99 of the Fourth Amended Complaint is a matter of public record. Defendant Barrett and Freeman rely on that record to assert the fact alleged.

100.

Admitted.

101.

The term capacity is ambiguous and Defendant Barrett and Freeman decline the opportunity to speculate as to its meaning. Defendants are without knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in paragraph 101 of the Fourth Amended Complaint.

102.

Defendants deny each and every allegation contained in paragraph 102 of the Fourth Amended Complaint.

103.

Admitted.

104.

Defendants deny each and every allegation contained in paragraph 104 of the Fourth Amended Complaint.

105.

Defendants deny each and every allegation contained in paragraph 105 of the Fourth Amended Complaint.

106.

Defendants deny each and every allegation contained in paragraph 106 of the Fourth Amended Complaint.

107.

Allegations contained in paragraph 107 of the Fourth Amended Complaint are ambiguous, Defendant Barrett and Freeman decline the opportunity to speculate as to their meaning.

108.

Allegations contained in paragraph 108 of the Fourth Amended Complaint are ambiguous, Defendants Barrett and Freeman decline the opportunity to speculate as to their meaning.

109.

Allegations contained in paragraph 109 of the Fourth Amended Complaint appear to be a statement of law, Defendants Barrett and Freeman decline the opportunity to speculate as to their accuracy.

110.

Admitted.

111.

The basis of that lawsuit in paragraph 111 of the Fourth Amended Complaint is a matter of public record; Defendant Barrett declines the opportunity to speculate as to the nature of that case.

112.

The facts and circumstances of the termination of that lawsuit are a matter of public record; Defendants Barrett declines the opportunity to speculate as to the nature of that case.

113.

The basis of that lawsuit is a matter of public record; Defendant Barrett declines the opportunity to speculate as to the nature of that case.

114.

The allegation contained in that lawsuit is a matter of public record; Defendant Barrett declines the opportunity to speculate as to the nature of that case.

115.

The facts asserted in that lawsuit were resolved, to the extent they are re-alleged herein that resolution is noted.

116.

The orders of the Court in that lawsuit are a matter of public record; Defendants Barrett declines the opportunity to speculate as to the nature of that case.

117.

The orders of the Court in that lawsuit are a matter of public record; Defendants Barrett declines the opportunity to speculate as to the nature of that case.

Fulton County and The Board's Control over Jail Staff

118.

Defendants Barrett and Freeman deny that the selection of deputies to serve at the Fulton County Jail is subject to approval by Board.

119.

Admitted.

120.

Admitted.

121.

Admitted.

122.

Defendants Barrett and Freeman admit that deputies and jailers are employees of Fulton County subject to the Fulton County Civil Service System. However, they are without knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in paragraph 122 of the Fourth Amended Complaint.

123.

The phrase "constitutionally mandated" is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 123 of the Fourth Amended Complaint.

124.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 124 of the Fourth Amended Complaint as to the role of the Fulton County Board in the administration of the Civil Service System.

125.

Admitted.

126.

The phrase "severely curtails" is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to

form a belief as to the truth of the allegations contained in paragraph 126 of the Fourth Amended Complaint.

127.

The phrase “subject to the supervision” is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 127 of the Fourth Amended Complaint.

128.

The phrase “constitutionally mandated” is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 128 of the Fourth Amended Complaint.

129.

Statement contained in paragraph 129 of the Fourth Amended Complaint is overboard and inaccurate and is denied by Defendants Barrett and Freeman.

130.

The phrase "constitutionally mandated" is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 130 of the Fourth Amended Complaint.

131.

The Sheriff's Responsibilities For Inmates At The Fulton County Jail

132.

Defendants Barrett and Freeman deny the allegations contained in paragraph 132 of the Fourth Amended Complaint.

133.

Defendants Barrett and Freeman deny the allegations contained in paragraph 133 of the Fourth Amended Complaint.

134.

Defendants Barrett and Freeman deny the allegations contained in paragraph 134 of the Fourth Amended Complaint.

135.

Defendants Barrett and Freeman deny the allegations contained in paragraph 135 of the Fourth Amended Complaint.

136.

Defendants Barrett and Freeman deny the allegations contained in paragraph 136 of the Fourth Amended Complaint.

Criminal Justice Cycle And The Fulton County Jail

137.

Statement appears to be an incomplete articulation of the stages of an inmate's introduction into the Fulton County Jail and his/her stay. Without an understanding of the point attempted to be made by the

statement, Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 137 of the Fourth Amended Complaint.

138.

Statement appears to be an incomplete articulation of the numbers of authorities with arrest. Without an understanding of the point attempted to be made by the statement, Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 138 of the Fourth Amended Complaint.

139.

Statement appears to be an incomplete articulation of what a Fulton County Police Department does with each and every suspect that is arrested. Without an understanding of the point attempted to be made by the statement, Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 139 of the Fourth Amended Complaint.

140.

Defendants Barrett and Freeman are without personal knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 140 of the Fourth Amended Complaint.

141.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 141 of the Fourth Amended Complaint.

142.

Statement appears to be an incomplete articulation of all of the potential locations an Atlanta Police Officer may take a suspect arrested on state charges. Without an understanding of the point attempted to be made by the statement, Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 142 of the Fourth Amended Complaint.

143.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 143 of the Fourth Amended Complaint.

144.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 144 of the Fourth Amended Complaint.

145.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 145 of the Fourth Amended Complaint.

146.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 146 of the Fourth Amended Complaint.

147.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 147 of the Fourth Amended Complaint.

148.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 148 of the Fourth Amended Complaint.

149.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 149 of the Fourth Amended Complaint.

150.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 150 of the Fourth Amended Complaint.

151.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 151 of the Fourth Amended Complaint.

152.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 152 of the Fourth Amended Complaint.

153.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 153 of the Fourth Amended Complaint.

154.

Admitted.

155.

Admitted.

156.

Admitted.

157.

The term "entitled" is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 157 of the Fourth Amended Complaint.

2003 Changes to City Of Atlanta Arrest And Commitment And Hearing Practices

158.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 158 of the Fourth Amended Complaint.

159.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 159 of the Fourth Amended Complaint.

160.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 160 of the Fourth Amended Complaint as to "the purpose of [Mayor Franklin's]."

161.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 153 of the Fourth Amended Complaint.

162.

Admitted.

163.

Without more specificity as to the identity of the "Fulton County," Defendants are without knowledge or information sufficient to form a

belief as to the truth of the allegations contained in paragraph 163 of the Fourth Amended Complaint.

164.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 164 of the Fourth Amended Complaint.

165.

Statement makes no sense. Therefore, and Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 166 of the Fourth Amended Complaint.

166.

Statement makes no sense. Therefore, and Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 166 of the Fourth Amended Complaint.

Records Room And Operations Of The Records Room

167.

Admitted.

168.

The "Records Room" does not create documents; people do. Subject to that clarification, Defendants Barrett and Freeman admit the allegations.

169.

The "Records Room" does not create documents; people do. Subject to that clarification, Defendants Barrett and Freeman admit the allegations.

170.

Admitted.

171.

Admitted.

172.

Defendants Barrett and Freeman deny that the statement made in paragraph 172 of the Fourth Amended Complaint is universally and always true.

173.

Admitted.

174.

Admitted.

175.

The term “overwhelmed” is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 175 of the Fourth Amended Complaint.

176.

Admitted.

177.

The terms “chronic and systemic deficiencies” are not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information

sufficient to form a belief as to the truth of the allegations contained in paragraph 177 of the Fourth Amended Complaint.

178.

Admitted.

179.

Admitted.

**The Fulton County Jail Policy Of Strip Searching All Arrestee Booked
Into The Fulton County Jail**

180.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 180 of the Fourth Amended Complaint.

181.

Admitted. The process described in paragraph 181 of the Fourth Amended Complaint occurs but it is not defined by Defendants Barrett and Freeman as a "strip search."

182.

Paragraph 182 makes no sense; all of the persons in that situation are "arrested" persons. Subject to that caveat, the allegations contained in paragraph 182 of the Fourth Amended Complaint are admitted.

183.

Admitted.

184.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 184 of the Fourth Amended Complaint as to the inmates' terminology.

185.

Admitted.

186.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 186 of the Fourth Amended Complaint.

The Fulton County Jail Practice Of Subjecting Certain Persons To Booking Strip Searches After They Have Already Been Ordered Released By A Judge Or Had Their Bond Posted, Or Should Have Been Posted

187.

The term "illegal" is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 187 of the Fourth Amended Complaint.

188.

The term "illegal" is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 188 of the Fourth Amended Complaint.

189.

The term "indifferent to the rights" is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning.

Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 189 of the Fourth Amended Complaint.

The Fulton County Jail Policy For Court Returns

190.

Admitted.

191.

Admitted.

192.

Admitted.

193.

The facts articulated in paragraph 193 of the Fourth Amended Complaint are the goal, but Defendants are without knowledge or information sufficient to form a belief as to whether it was always the case.

194.

Admitted.

195.

Admitted.

196.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 196 of the Fourth Amended Complaint.

197.

Admitted.

198.

Admitted.

199.

Admitted.

200.

Admitted.

201.

Admitted.

202.

Defendants Barrett and Freeman admit that there is no “county-wide computer inmate management system” but are without knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in paragraph 202 of the Fourth Amended Complaint.

203.

Defendants Barrett and Freeman admit that “court returns” are placed in general population “while the Records Room processes the day’s commit and release orders” but are without knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in paragraph 203 of the Fourth Amended Complaint.

The Fulton County Jail Policy For Court Returns

204.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the remaining

allegations contained in paragraph 204 of the Fourth Amended Complaint, but such conduct is not sanctioned or authorized by them.

205.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in paragraph 205 of the Fourth Amended Complaint, but such conduct is not sanctioned or authorized by them.

**The Cause Of The Overdetention – Detaining Persons Ordered Released
To Check For Detainers And Warrants; Collapse of The Inmate
Management System**

206.

The term “effective” is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 206 of the Fourth Amended Complaint.

207.

The term “plagued” is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 207 of the Fourth Amended Complaint.

208.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 208 of the Fourth Amended Complaint.

209.

The term “documented” is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 209 of the Fourth Amended Complaint.

210.

Defendants Barrett and Freeman deny each and every allegation made in paragraph 210 of the Fourth Amended Complaint.

211.

The term "swells" is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 211 of the Fourth Amended Complaint.

212.

The terms "policy" and "practice" are not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 212 of the Fourth Amended Complaint.

213.

The phrase “court return strip search policy” is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 213 of the Fourth Amended Complaint.

214.

The term “entitled to be released” is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 214 of the Fourth Amended Complaint.

215.

The term “entitled to be released” is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to

form a belief as to the truth of the allegations contained in paragraph 215 of the Fourth Amended Complaint.

216.

The term “unnecessarily” is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 216 of the Fourth Amended Complaint.

**The Overcrowding, Overdetention And Premature Release Are A
Longstanding, Pervasive And Continuing Problem Known To
Defendants**

217.

The terms “overcrowding, overdetaining, and premature” are not clearly defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth

of the allegations contained in paragraph 217 of the Fourth Amended Complaint.

218.

The *Fambro* case is a matter of public record and the issues contested therein are not within the personal knowledge of Defendants Barrett and Freeman. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 218 of the Fourth Amended Complaint.

219.

The *Fambro* case is a matter of public record and the issues contested therein are not within the personal knowledge of Defendants Barrett and Freeman. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 219 of the Fourth Amended Complaint.

220.

The *Fambro* case is a matter of public record and the issues contested therein are not within the personal knowledge of Defendants Barrett and

Freeman. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 220 of the Fourth Amended Complaint.

221.

The *Fambro* case is a matter of public record and the issues contested therein are not within the personal knowledge of Defendants Barrett and Freeman. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 221 of the Fourth Amended Complaint.

222.

The *Fambro* case is a matter of public record and the issues contested therein are not within the personal knowledge of Defendants Barrett and Freeman. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 222 of the Fourth Amended Complaint.

223.

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 223 of the Fourth Amended Complaint.

224.

Defendant Freeman is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 224 of the Fourth Amended Complaint; Defendant Barrett admits to their truth.

225.

Defendant Freeman is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 225 of the Fourth Amended Complaint; Defendant Barrett admits to their truth.

226.

Defendant Freeman is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 226 of the Fourth Amended Complaint; Defendant Barrett admits to their truth.

227.

The term “notorious” is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 227 of the Fourth Amended Complaint.

228.

Defendant Freeman is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 228 of the Fourth Amended Complaint; Defendant Barrett admits to their truth.

229.

The term “routinely” is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 229 of the Fourth Amended Complaint.

230.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 230 of the Fourth Amended Complaint.

231.

Admitted.

232.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 232 of the Fourth Amended Complaint.

233.

Defendant Freeman is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 233 of the Fourth Amended Complaint; Defendant Barrett admits to their truth.

234.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 234 of the Fourth Amended Complaint.

235.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 235 of the Fourth Amended Complaint.

236.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 236 of the Fourth Amended Complaint.

237.

The document speaks for itself; however, Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 237 of the Fourth Amended Complaint.

231.

Defendants Barrett and Freeman Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 231 of the Fourth Amended Complaint.

232.

The term "problem" is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 232 of the Fourth Amended Complaint.

233.

Admitted.

234.

Admitted.

235.

Admitted.

236.

Admitted.

237.

The terms “degrading” and “humiliating” are not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 237 of the Fourth Amended Complaint.

238.

Paragraph 238 of the Fourth Amended Complaint is confusing. Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 238 of the Fourth Amended Complaint.

239.

Admitted.

240.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 240 of the Fourth Amended Complaint.

241.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 241 of the Fourth Amended Complaint.

242.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 242 of the Fourth Amended Complaint.

243.

Admitted.

244.

The terms "frequently" are not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore,

Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 244f the Fourth Amended Complaint.

245.

The allegations contained in paragraph 245 of the Fourth Amended Complaint are based on assumptions that have not been shown to be valid; therefore, Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 245 of the Fourth Amended Complaint.

246.

The allegations contained in paragraph 246 of the Fourth Amended Complaint are based on assumptions that have not been shown to be valid; therefore, Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 246 of the Fourth Amended Complaint.

247.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 247 of the Fourth Amended Complaint.

248.

The allegations contained in paragraph 248 of the Fourth Amended Complaint are based on assumptions that have not been shown to be valid; therefore, Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 248 of the Fourth Amended Complaint.

249.

Admitted.

250.

Paragraph is vague because the term "overdetained" is not sufficiently defined to include the many variables that may occur beyond the control of Defendants Barrett and Freeman that may affect an inmate's release; therefore, Defendants Barrett and Freeman are without knowledge

or information sufficient to form a belief as to the truth of the allegations contained in paragraph 250 of the Fourth Amended Complaint.

Defendant's Knowledge Of The Collapse Of The Inmate Management System At The Fulton County Jail

251.

The terms "ineffective" and "chaotic" are not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning in the context of this paragraph. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 251 of the Fourth Amended Complaint.

252.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 252 of the Fourth Amended Complaint.

253.

Defendant Barrett has been aware of problems at the Fulton County Jail but has not found them to cause "chaos" or to render the operations of the Records Room to be "ineffective." Defendant Freeman is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 253f the Fourth Amended Complaint.

254.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 254 of the Fourth Amended Complaint.

255.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 255 of the Fourth Amended Complaint as to what Defendant County Commissioners have been "told."

256.

Admitted.

**Defendant Jacquelyn Barrett's Failure To Take Meaningful, Sustained
Corrective Action**

257.

Defendant Barrett denies each and every allegation contained in paragraph 257 of the Fourth Amended Complaint. Defendant Freeman is without knowledge or information sufficient to form a belief as to the truth of these allegations.

258.

Admitted.

259.

Admitted.

260.

Admitted.

261.

Facts and circumstances, such as a lack of funding to pay other county jails to accept Fulton County prisoners, made it impossible for Defendant Barrett to send inmates to other facilities. Defendant Freeman is

without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 261 of the Fourth Amended Complaint.

262.

Admitted.

263.

Admitted.

264.

Admitted.

265.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 265 of the Fourth Amended Complaint.

266.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 266 of the Fourth Amended Complaint.

267.

Admitted.

**CLASS ACTION ALLEGATIONS
ARRESTEE STRIP SEARCH CLASS ALLEGATIONS**

**Arrestee Strip Search Performed on Arrestee Strip Search Class Named
Plaintiffs**

268.

The phrase "strip search" is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning in the context of this paragraph. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 268 of the Fourth Amended Complaint as to a "strip search." The remaining allegations are admitted.

269.

The phrase "strip search" is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning in the context of this paragraph. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations

contained in paragraph 269 of the Fourth Amended Complaint as to a "strip search." The remaining allegations are admitted.

270.

The phrase "strip search" is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning in the context of this paragraph. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 270 of the Fourth Amended Complaint as to a "strip search." The remaining allegations are admitted.

271.

Defendants Barrett and Freeman admit that Plaintiff Middleton was booked into the Fulton County Jail. The term "strip search" has not been specifically defined by Plaintiffs and Defendants Barrett and Freeman decline to speculate as to its meaning and, therefore, are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 271 of the Fourth Amended Complaint.

272.

Defendants Barrett and Freeman admit that Plaintiff Westbrook was booked into the Fulton County Jail. The term “strip search” has not been specifically defined by Plaintiffs and Defendants Barrett and Freeman decline to speculate as to its meaning and, therefore, are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 272 of the Fourth Amended Complaint.

273.

Defendants Barrett and Freeman admit that Plaintiff Blake was booked into the Fulton County Jail. The term “strip search” has not been specifically defined by Plaintiffs and Defendants Barrett and Freeman decline to speculate as to its meaning and, therefore, are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 273 of the Fourth Amended Complaint.

274.

Defendants Barrett and Freeman admit that Plaintiff Witherspoon was booked into the Fulton County Jail. The term “strip search” has not been defined with sufficient specificity by Plaintiffs and Defendants Barrett and Freeman decline to speculate as to its meaning and, therefore, are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 274 of the Fourth Amended Complaint.

Arrestee Strip Search Class” – Class Action Allegations

275.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 275 of the Fourth Amended Complaint as to the statutory basis for their claim but denies knowledge of the remaining allegations.

276.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 276 of the Fourth Amended Complaint.

277.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 277 of the Fourth Amended Complaint.

278.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 278 of the Fourth Amended Complaint.

280.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 280 of the Fourth Amended Complaint.

287.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 287 of the Fourth Amended Complaint.

288.

Defendants Barrett and Freeman admit that the names of current and past inmates of the Fulton County Jail are available but deny the remaining allegations contained in paragraph 288 of the Fourth Amended Complaint.

289.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 289 of the Fourth Amended Complaint.

290.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 290 of the Fourth Amended Complaint.

291.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 291 of the Fourth Amended Complaint.

292.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 292 of the Fourth Amended Complaint.

293.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 293 of the Fourth Amended Complaint.

ALPHA STRIP SEARCHES CLASS ALLEGATIONS

Alpha Strip Searches Performed By The Fulton County Jail

294.

Admitted.

295.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 295 of the Fourth Amended Complaint

296.

Admitted.

297.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 297 of the Fourth Amended Complaint.

“Alpha Strip Search Class” – Class Action Allegations

298.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 298 of the Fourth Amended Complaint as to the statutory basis for their claim but deny knowledge of the remaining allegations.

299.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 299 of the Fourth Amended Complaint.

300.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 300 of the Fourth Amended Complaint.

301.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 301 of the Fourth Amended Complaint.

302.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 302 of the Fourth Amended Complaint.

303.

Defendants Barrett and Freeman deny and every allegation contained in paragraph 303 of the Fourth Amended Complaint.

304.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 304 of the Fourth Amended Complaint.

305.

Defendants Barrett and Freeman admit that the names of current and past inmates of the Fulton County Jail are available but deny the remaining allegations contained in paragraph 305 of the Fourth Amended Complaint.

306.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 306 of the Fourth Amended Complaint.

307.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 307 of the Fourth Amended Complaint.

308.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 308 of the Fourth Amended Complaint.

309.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 309 of the Fourth Amended Complaint.

310.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 310 of the Fourth Amended Complaint.

COURT RETURN STRIP SEARCH CLASS ALLEGATIONS

“Court Return Strip Search Class” – Class Action Allegations

311.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 311 of the Fourth Amended Complaint.

312.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 312 of the Fourth Amended Complaint as to the statutory basis for their claim but denies knowledge of the remaining allegations.

313.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 313 of the Fourth Amended Complaint.

314.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 314 of the Fourth Amended Complaint.

315.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 315 of the Fourth Amended Complaint.

316.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 316 of the Fourth Amended Complaint.

317.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 317 of the Fourth Amended Complaint.

318.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 318 of the Fourth Amended Complaint.

319.

Defendants Barrett and Freeman admit that the names of current and past inmates of the Fulton County Jail are available but deny the remaining allegations contained in paragraph 319 of the Fourth Amended Complaint.

320.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 320 of the Fourth Amended Complaint.

321.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 321 of the Fourth Amended Complaint.

322.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 322 of the Fourth Amended Complaint.

323.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 323 of the Fourth Amended Complaint.

324.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 324 of the Fourth Amended Complaint.

OVERDETENTION CLASS ALLEGATIONS

Plaintiff C. Alan Powell's Overdetention By The Fulton County Jail

325.

The term "detained" is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 325 of the Fourth Amended Complaint.

326.

The term "release date" has not been defined with sufficient specificity by Plaintiffs and Defendants Barrett and Freeman decline to speculate as to its meaning and, therefore, are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 326 of the Fourth Amended Complaint..

327.

Admitted.

328.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 328 of the Fourth Amended Complaint.

329.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 329 of the Fourth Amended Complaint.

330.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 330 of the Fourth Amended Complaint.

**Tory Dunlap's Overdetention
By The Fulton County Jail**

331.

The term "committed" is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 331 of the Fourth Amended Complaint.

332.

The term "release date" has not been defined with sufficient specificity by Plaintiffs and Defendants Barrett and Freeman decline to speculate as to its meaning and, therefore, are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 332 of the Fourth Amended Complaint..

333.

Admitted.

334.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 334 of the Fourth Amended Complaint.

335.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 335 of the Fourth Amended Complaint.

336.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 336 of the Fourth Amended Complaint.

**Plaintiff Lee Antonio Smith's Overdetention
By the Fulton County Jail**

337.

The term "committed" is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a

belief as to the truth of the allegations contained in paragraph 337 of the Fourth Amended Complaint.

338.

The term "release date" has not been defined with sufficient specificity by Plaintiffs and Defendants Barrett and Freeman decline to speculate as to its meaning and, therefore, are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 338 of the Fourth Amended Complaint.

339.

The term "exit date" has not been defined with sufficient specificity by Plaintiffs and Defendants Barrett and Freeman decline to speculate as to its meaning and, therefore, are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 339 of the Fourth Amended Complaint.

340.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 340 of the Fourth Amended Complaint.

341.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 341 of the Fourth Amended Complaint.

342.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 342 of the Fourth Amended Complaint.

**David Evans's Overdetention
By the Fulton County Jail**

343.

The term "release date" is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 343 of the Fourth Amended Complaint.

344.

The term "exit date" has not been defined with sufficient specificity by Plaintiffs and Defendants Barrett and Freeman decline to speculate as to its meaning and, therefore, are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 344 of the Fourth Amended Complaint.

345.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 345 of the Fourth Amended Complaint.

346.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 346 of the Fourth Amended Complaint.

347.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 347 of the Fourth Amended Complaint.

**Plaintiff Stanley Clemon's Overdetention
By the Fulton County Jail**

348.

The term "detained" is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 348 of the Fourth Amended Complaint.

349.

The term "exit date" has not been defined with sufficient specificity by Plaintiffs and Defendants Barrett and Freeman decline to speculate as to its meaning and, therefore, are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 349 of the Fourth Amended Complaint.

350.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 350 of the Fourth Amended Complaint.

351.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 351 of the Fourth Amended Complaint.

352.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 352 of the Fourth Amended Complaint.

353.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 353 of the Fourth Amended Complaint.

**Plaintiff Allen Middleton's Overdetention
By the Fulton County Jail**

354.

The term "detained" is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a

belief as to the truth of the allegations contained in paragraph 354 of the Fourth Amended Complaint.

355.

The term "release date" has not been defined with sufficient specificity by Plaintiffs and Defendants Barrett and Freeman decline to speculate as to its meaning and, therefore, are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 355 of the Fourth Amended Complaint.

356.

The term "exit date" has not been defined with sufficient specificity by Plaintiffs and Defendants Barrett and Freeman decline to speculate as to its meaning and, therefore, are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 356 of the Fourth Amended Complaint.

357.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 357 of the Fourth Amended Complaint.

358.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 358 of the Fourth Amended Complaint.

359.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 359 of the Fourth Amended Complaint.

**Plaintiff Anthony Westbrook's Overdetention
By the Fulton County Jail**

360.

The term "detained" is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 360 of the Fourth Amended Complaint.

361.

The term "release date" has not been defined with sufficient specificity by Plaintiffs and Defendants Barrett and Freeman decline to

speculate as to its meaning and, therefore, are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 361 of the Fourth Amended Complaint.

362.

The term "exit date" has not been defined with sufficient specificity by Plaintiffs and Defendants Barrett and Freeman decline to speculate as to its meaning and, therefore, are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 362 of the Fourth Amended Complaint.

363.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 363 of the Fourth Amended Complaint.

364.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 364 of the Fourth Amended Complaint.

365.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 365 of the Fourth Amended Complaint.

**Plaintiff Benjamin Blake's Overdetention
By the Fulton County Jail**

366.

The term "detained" is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 366 of the Fourth Amended Complaint.

367.

The term "release date" has not been defined with sufficient specificity by Plaintiffs and Defendants Barrett and Freeman decline to speculate as to its meaning and, therefore, are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 367 of the Fourth Amended Complaint.

368.

The term "exit date" has not been defined with sufficient specificity by Plaintiffs and Defendants Barrett and Freeman decline to speculate as to its meaning and, therefore, are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 368 of the Fourth Amended Complaint.

369.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 369 of the Fourth Amended Complaint.

370.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 370 of the Fourth Amended Complaint.

371.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 371 of the Fourth Amended Complaint.

**Plaintiff Henry Witherspoon's Overdetention
By the Fulton County Jail**

372.

The term "detained" is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 372 of the Fourth Amended Complaint.

373.

The term "release date" has not been defined with sufficient specificity by Plaintiffs and Defendants Barrett and Freeman decline to speculate as to its meaning and, therefore, are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 373 of the Fourth Amended Complaint.

374.

The term "exit date" has not been defined with sufficient specificity by Plaintiffs and Defendants Barrett and Freeman decline to speculate as to

its meaning and, therefore, are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 374 of the Fourth Amended Complaint.

375.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 375 of the Fourth Amended Complaint.

376.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 376 of the Fourth Amended Complaint.

377.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 377 of the Fourth Amended Complaint.

**Plaintiff Antionne Wolf's Overdetention
By the Fulton County Jail**

378.

The term "detained" is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 378 of the Fourth Amended Complaint.

379.

The term "release date" has not been defined with sufficient specificity by Plaintiffs and Defendants Barrett and Freeman decline to speculate as to its meaning and, therefore, are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 379 of the Fourth Amended Complaint.

380.

The term "exit date" has not been defined with sufficient specificity by Plaintiffs and Defendants Barrett and Freeman decline to speculate as to

its meaning and, therefore, are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 380 of the Fourth Amended Complaint.

381.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 381 of the Fourth Amended Complaint.

382.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 382 of the Fourth Amended Complaint.

383.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 383 of the Fourth Amended Complaint.

**Plaintiff Kristopher Matkin's Overdetention
By the Fulton County Jail**

384.

The term "detained" is not defined and Defendants Barrett and Freeman decline the opportunity to speculate as to its meaning. Therefore, Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 384 of the Fourth Amended Complaint.

385.

The term "release date" has not been defined with sufficient specificity by Plaintiffs and Defendants Barrett and Freeman decline to speculate as to its meaning and, therefore, are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 385 of the Fourth Amended Complaint.

386.

The term "exit date" has not been defined with sufficient specificity by Plaintiffs and Defendants Barrett and Freeman decline to speculate as to

its meaning and, therefore, are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 386 of the Fourth Amended Complaint.

387.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 387 of the Fourth Amended Complaint.

388.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 388 of the Fourth Amended Complaint.

389.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 389 of the Fourth Amended Complaint.

“Overdetention Class” – Class Action Allegations

390.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations

contained in paragraph 390 of the Fourth Amended Complaint as to the statutory basis for their claim but denies knowledge of the remaining allegations.

391.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 391 of the Fourth Amended Complaint.

392.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 392 of the Fourth Amended Complaint.

393.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 393 of the Fourth Amended Complaint.

394.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 394 of the Fourth Amended Complaint.

395.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 395 of the Fourth Amended Complaint.

397.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 397 of the Fourth Amended Complaint.

398.

Admitted.

399.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 399 of the Fourth Amended Complaint.

400.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 400 of the Fourth Amended Complaint.

401.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 401 of the Fourth Amended Complaint.

402.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 402 of the Fourth Amended Complaint.

403.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 403 of the Fourth Amended Complaint.

**SUBSTANTIVE ALLEGATIONS
CLAIMS OF ARRESTEE STRIP SEARCH NAMED PLAINTIFF**

Count 1

404.

Defendants Barrett and Freeman reaver and reallege the information contained in the previous paragraphs of the Answers to Fourth Amended Complaint as though fully set forth herein.

405.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 405 of the Fourth Amended Complaint.

406.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 406 of the Fourth Amended Complaint.

407.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 407 of the Fourth Amended Complaint.

408.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 408 of the Fourth Amended Complaint.

409.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 409 of the Fourth Amended Complaint.

410.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 410 of the Fourth Amended Complaint.

411.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 411 of the Fourth Amended Complaint.

412.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 412 of the Fourth Amended Complaint.

Count 2

Negligent Training And Negligent Supervision and Failure to Implement Policies

Claims Against Defendant Jacquelyn Barrett

413.

Defendants Barrett and Freeman reaver and reallege the information contained in the previous paragraphs of the Answers to Fourth Amended Complaint as though fully set forth herein.

414.

Admitted.

415.

Admitted.

416.

Admitted.

417.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 417 of the Fourth Amended Complaint.

418.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 418 of the Fourth Amended Complaint.

419.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 419 of the Fourth Amended Complaint.

420.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 420 of the Fourth Amended Complaint.

421.

Defendant Barrett denies each and every allegation contained in paragraph 421 of the Fourth Amended Complaint.

Count 3

Section 1983 Claims Of Arrestee Strip Search Named Plaintiffs Against Defendant Fulton County and Each of Karen Handel, Robb Pitts, Tom Lowe, Emma L. Darnell, Nancy Boxill and William "Bill" Edwards

422.

Defendants Barrett and Freeman reavers and realleges the information contained in the previous paragraphs of the Answers to Fourth Amended Complaint as though fully set forth herein.

423.

The term "ultimate" is not defined. Therefore, Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 423 of the Fourth Amended Complaint.

424.

Admitted.

425.

Admitted.

426.

Defendants Barrett and Freeman deny that the named Defendants had a duty or obligation to train the Sheriff or her deputies.

427.

Defendants Barrett and Freeman deny the existence of any "illegal booking strip searches" and are without the knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in paragraph 427 of the Fourth Amended Complaint.

428.

Defendants Barrett and Freeman deny the existence of any "illegal strip searches" and are without the knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in paragraph 428 of the Fourth Amended Complaint.

Count 4

**Section 1983 Claims of Arrestee Strip
Search Named Plaintiffs Against
Defendant City of Atlanta**

429.

Defendants Barrett and Freeman reavers and realleges the information contained in the previous paragraphs of the Answers to Fourth Amended Complaint as though fully set forth herein.

430.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in paragraph 430 of the Fourth Amended Complaint.

431.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in paragraph 431 of the Fourth Amended Complaint.

432.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in paragraph 432 of the Fourth Amended Complaint.

433.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in paragraph 433 of the Fourth Amended Complaint.

434.

Defendants Barrett and Freeman deny the existence of any “blanket strip searches” and are without the knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in paragraph 434 of the Fourth Amended Complaint.

435.

Defendants Barrett and Freeman admit the fact asserted but are without the knowledge or information sufficient to form a belief as to the

truth of the remaining allegations contained in paragraph 435 of the Fourth Amended Complaint.

436.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 436 of the Fourth Amended Complaint.

437.

Defendant Barrett denies being “deliberately indifferent” or knowing of the existence of any “blanket strip searches,” and is without the knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in paragraph 437 of the Fourth Amended Complaint. Defendant Freeman is without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 437 of the Fourth Amended Complaint.

438.

Defendant Barrett denies the existence of any “blanket strip searches” and is without the knowledge or information sufficient to form a belief as

to the truth of the remaining allegations contained in paragraph 438 of the Fourth Amended Complaint. Defendant Freeman is without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 438 of the Fourth Amended Complaint.

439.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 439 of the Fourth Amended Complaint.

CLAIMS OF ALPHA STRIP SEARCH NAMED PLAINTIFFS

Count 5

Section 1983 Claims of Alpha Strip Search Named Plaintiffs Against Defendant Jacquelyn Barrett

440.

Defendants Barrett and Freeman reaver and reallege the information contained in the previous paragraphs of the Answers to Fourth Amended Complaint as though fully set forth herein.

441.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 441 of the Fourth Amended Complaint.

442.

Defendants Barrett and Freeman deny the allegation that underlies the assertions made in paragraph 442 of the Fourth Amended Complaint.

443.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 443 of the Fourth Amended Complaint.

444.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 444 of the Fourth Amended Complaint.

445.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 445 of the Fourth Amended Complaint.

446.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 446 of the Fourth Amended Complaint.

447.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 447 of the Fourth Amended Complaint.

Count 6

Negligent Training and Negligent Supervision and Failure to Implement Policies

Claims Against Defendant Jacquelyn Barrett

448.

Defendants Barrett and Freeman reaver and reallege the information contained in the previous paragraphs of the Answers to Fourth Amended Complaint as though fully set forth herein.

449.

Admitted.

450.

Admitted.

451.

Admitted.

452.

Defendant Barrett denies each and every allegation contained in paragraph 452 of the Fourth Amended Complaint. Defendant Freeman is without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 452 of the Fourth Amended Complaint

453.

Defendant Barrett denies each and every allegation contained in paragraph 453 of the Fourth Amended Complaint. Defendant Freeman is without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 453 of the Fourth Amended Complaint

454.

Defendant Barrett denies each and every allegation contained in paragraph 454 of the Fourth Amended Complaint. Defendant Freeman is without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 454 of the Fourth Amended Complaint.

455.

Defendant Barrett denies each and every allegation contained in paragraph 455 of the Fourth Amended Complaint. Defendant Freeman is without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 455 of the Fourth Amended Complaint.

456.

Defendant Barrett denies each and every allegation contained in paragraph 456 of the Fourth Amended Complaint. Defendant Freeman is without the knowledge or information sufficient to form a belief as to the

truth of the allegations contained in paragraph 456 of the Fourth Amended Complaint.

Count 7

**Section 1983 Claims of Alpha Strip Search Named
Plaintiffs Against Defendant Fulton County and Each of
Karen Handel, Robb Pitts, Tom Lowe, Emma L. Darnell,
Nancy Boxill and William "Bill" Edwards**

457.

Defendants Barrett and Freeman reaver and reallege the information contained in the previous paragraphs of the Answers to Fourth Amended Complaint as though fully set forth herein.

458.

The term "ultimate" is not defined. Therefore, Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 458 of the Fourth Amended Complaint.

459.

Admitted.

460.

Admitted.

461.

Defendants Barrett and Freeman deny the allegations in paragraph 461 of the Fourth Amended Complaint that the named Defendant Fulton County had a duty or obligation to train the Sheriffs or their deputies.

462.

Defendants Barrett and Freeman deny that any systematic illegal strip searches took place at the Jail and are without knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in paragraph 462 of the Fourth Amended Complaint.

463.

Defendants Barrett and Freeman deny that any systematic illegal strip searches took place at the Jail and are without knowledge or

information sufficient to form a belief as to the truth of the remaining allegations contained in paragraph 463 of the Fourth Amended Complaint.

Count 8

**Section 1983 Claims of Alpha Strip Search Named
Plaintiffs Against Defendant City of Atlanta**

464.

Defendants Barrett and Freeman reaver and reallege the information contained in the previous paragraphs of the Answers to Fourth Amended Complaint as though fully set forth herein.

465.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 465 of the Fourth Amended Complaint.

466.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 466 of the Fourth Amended Complaint.

467.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 467 of the Fourth Amended Complaint.

468.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 468 of the Fourth Amended Complaint.

469.

Defendants Barrett and Freeman deny the existence of a blanket strip search custom and policy and are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 469 of the Fourth Amended Complaint.

470.

Defendants Barrett and Freeman deny the existence of a blanket strip search custom and policy and are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 470 of the Fourth Amended Complaint.

471.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 471 of the Fourth Amended Complaint as to the state of the City of Atlanta's knowledge.

472.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 472 of the Fourth Amended Complaint as to the state of the City of Atlanta's knowledge.

473.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 473 of the Fourth Amended Complaint.

474.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 474 of the Fourth Amended Complaint as to the state of the City of Atlanta's knowledge.

475.

Defendants Barrett and Freeman deny the existence of a blanket strip search custom and policy and are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 475 of the Fourth Amended Complaint.

CLAIMS OF COURT RETURN STRIP SEARCH NAMED PLAINTIFFS

Count 9

Section 1983 Claims of Court Return Strip Search Named Plaintiffs Against Defendants Jacquelyn Barrett and Myron Freeman

476.

Defendants Barrett and Freeman reaver and reallege the information contained in the previous paragraphs of the Answers to Fourth Amended Complaint as though fully set forth herein.

477.

Defendants Barrett and Freeman deny the existence of a blanket strip search custom and policy and are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 477 of the Fourth Amended Complaint.

478.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 478 of the Fourth Amended Complaint.

479.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 479 of the Fourth Amended Complaint.

480.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 480 of the Fourth Amended Complaint.

481.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 481 of the Fourth Amended Complaint.

482.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 482 of the Fourth Amended Complaint

483.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 483 of the Fourth Amended Complaint.

Count 10

**Negligent Training and Negligent Supervision and
Failure to Implement Policies Regarding Searches
of Court Return Strip Search Class Members Against
Defendant Jacquelyn Barrett**

484.

Defendants Barrett and Freeman reaver and reallege the information contained in the previous paragraphs of the Answers to Fourth Amended Complaint as though fully set forth herein.

485.

Admitted.

486.

Admitted.

487.

Admitted.

488.

Defendant Barrett denies each and every allegation contained in paragraph 488 of the Fourth Amended Complaint. Defendant Freeman is

without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 488 of the Fourth Amended Complaint.

489.

Defendant Barrett denies each and every allegation contained in paragraph 489 of the Fourth Amended Complaint. Defendant Freeman is without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 489 of the Fourth Amended Complaint.

490.

Defendant Barrett denies each and every allegation contained in paragraph 490 of the Fourth Amended Complaint. Defendant Freeman is without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 490 of the Fourth Amended Complaint.

491.

Defendant Barrett denies each and every allegation contained in paragraph 491 of the Fourth Amended Complaint. Defendant Freeman is without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 491 of the Fourth Amended Complaint.

492.

Defendant Barrett denies each and every allegation contained in paragraph 492 of the Fourth Amended Complaint. Defendant Freeman is without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 492 of the Fourth Amended Complaint.

Count 11

**Section 1983 Claim of Court Return Strip Search
Named Plaintiffs Against Defendant Fulton County and Each of
Karen Handel, Robb Pitts, Tom Lowe, Emma L. Darnell,
Nancy Boxill and William "Bill" Edwards**

493.

Defendants Barrett and Freeman reaver and reallege the information contained in the previous paragraphs of the Answers to Fourth Amended Complaint as though fully set forth herein.

494.

The term "ultimate" is not defined. Therefore, Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 494 of the Fourth Amended Complaint.

495.

Admitted.

496.

Admitted.

497.

Defendants Barrett and Freeman deny that the named Defendants had a duty or obligation to train the Sheriff or the deputies.

498.

Defendants Barrett and Freeman deny the existence of any “illegal strip searches” and are without the knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in paragraph 498 of the Fourth Amended Complaint.

499.

Defendants Barrett and Freeman deny the existence of any “blanket strip searches” and are without the knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in paragraph 499 of the Fourth Amended Complaint.

500.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 500 of the Fourth Amended Complaint.

Count 12

**Section 1983 Claim of Court Return Strip Search
Named Plaintiffs Against Defendant City of Atlanta**

501.

Defendants Barrett and Freeman reaver and reallege the information contained in the previous paragraphs of the Answers to Fourth Amended Complaint as though fully set forth herein.

502.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 502 of the Fourth Amended Complaint.

503.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 503 of the Fourth Amended Complaint.

504.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 504 of the Fourth Amended Complaint.

505.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 505 of the Fourth Amended Complaint.

506.

Defendants Barrett and Freeman deny the existence of a “blanket strip search” policy at the Fulton County Jail and are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 506 of the Fourth Amended Complaint.

507.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 507 of the Fourth Amended Complaint.

508.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 508 of the Fourth Amended Complaint.

509.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 509 of the Fourth Amended Complaint.

510.

Defendants Barrett and Freeman deny the existence of a "blanket strip search" policy at the Fulton County Jail and are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 510 of the Fourth Amended Complaint.

CLAIMS OF OVERDETENTION NAMED PLAINTIFFS

Count 13

Section 1983 Claims of Overdetention Named Plaintiffs Against Defendant Jacquelyn Barrett

511.

Defendants Barrett and Freeman reaver and reallege the information contained in the previous paragraphs of the Answers to Fourth Amended Complaint as though fully set forth herein.

512.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 512 of the Fourth Amended Complaint.

513.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 513 of the Fourth Amended Complaint.

514.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 514 of the Fourth Amended Complaint.

515.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 515 of the Fourth Amended Complaint.

516.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 516 of the Fourth Amended Complaint.

517.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 517 of the Fourth Amended Complaint.

518.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 518 of the Fourth Amended Complaint.

519.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 519 of the Fourth Amended Complaint.

520.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 520 of the Fourth Amended Complaint.

Count 14

**Negligent Training and Negligent Supervision
and Failure to Implement Policies Claims of Overdetention Named
Plaintiffs Against Defendant Jacquelyn Barrett and Myron Freeman**

521.

Defendants Barrett and Freeman reaver and reallege the information contained in the previous paragraphs of the Answers to Fourth Amended Complaint as though fully set forth herein.

522.

Admitted.

523.

Admitted.

524.

Admitted.

525.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 525 of the Fourth Amended Complaint.

526.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 526 of the Fourth Amended Complaint.

527.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 527 of the Fourth Amended Complaint.

528.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 528 of the Fourth Amended Complaint.

529.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 529 of the Fourth Amended Complaint.

Count 15

**Section 1983 Claims of Overdetention Named Plaintiffs Against
Defendant Fulton County and Each of Karen Handel, Robb Pitts, Tom
Lowe, Emma L. Darnell, Nancy A. Boxill and William "Bill" Edwards**

530.

Defendants Barrett and Freeman reaver and reallege the information contained in the previous paragraphs of the Answers to Fourth Amended Complaint as though fully set forth herein.

531.

The term "ultimate" is not defined. Therefore, Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 531 of the Fourth Amended Complaint.

532.

Admitted.

533.

Admitted.

534.

Defendants Barrett and Freeman deny that the named Defendants had a duty or obligation to train the Sheriff or the deputies.

535.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in paragraph 535 of the Fourth Amended Complaint.

536.

Defendants Barrett and Freeman are without knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in paragraph 536 of the Fourth Amended Complaint.

Count 16

**Section 1983 Claims of Overdetention Named
Plaintiffs Against Defendant Fulton County And Each of Karen Handel,
Robb Pitts, Tom Lowe, Emma I. Darnell, Nancy Boxill and William
"Bill" Edwards – Deliberate Indifference For Knowing Failure to Provide
Adequate Funds for the Constitutional Operation of the Fulton County
Jail Despite the Express Legal Obligation To Do So**

537.

Defendants Barrett and Freeman reaver and reallege the information contained in the previous paragraphs of the Answers to Fourth Amended Complaint as though fully set forth herein.

538.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 538 of the Fourth Amended Complaint.

539.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 539 of the Fourth Amended Complaint.

540.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 540 of the Fourth Amended Complaint.

541.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 541 of the Fourth Amended Complaint.

542.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 542 of the Fourth Amended Complaint.

543.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 543 of the Fourth Amended Complaint.

Count 17

**Section 1983 Claims Of Overdetention Named Plaintiffs Against
Defendant City of Atlanta**

544.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 544 of the Fourth Amended Complaint.

545.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 545 of the Fourth Amended Complaint.

546.

Defendants Barrett and Freeman without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 546 of the Fourth Amended Complaint.

547.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 547 of the Fourth Amended Complaint.

548.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 548 of the Fourth Amended Complaint.

549.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 549 of the Fourth Amended Complaint.

550.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 550 of the Fourth Amended Complaint.

551.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 551 of the Fourth Amended Complaint.

552.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 552 of the Fourth Amended Complaint.

553.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 553 of the Fourth Amended Complaint.

554.

Defendants Barrett and Freeman are without the knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 554 of the Fourth Amended Complaint.

IRREPARABLE INJURY AND INJUNCTIVE RELIEF

555.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 555 of the Fourth Amended Complaint.

556.

Defendants Barrett and Freeman deny each and every allegation contained in paragraph 556 of the Fourth Amended Complaint.

DEFENSES

545.

This Complaint fails to state a cause of action against Defendants Barrett and Freeman upon which relief may be granted.

546.

Plaintiffs lack standing to assert allegations on behalf of any class.

547.

Plaintiffs are not entitled to injunctive relief.

548.

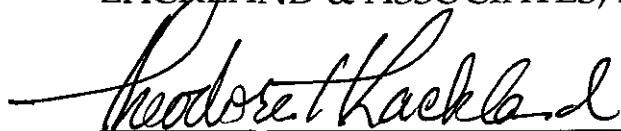
This Court lacks subject matter jurisdiction only Defendants Barrett and Freeman in their official capacity.

PRAYER FOR RELIEF

WHEREFORE, Defendants Barrett and Freeman pray that this Fourth Amended Complaint be dismissed as to them in their official and individual capacities with all costs to Plaintiffs.

Respectfully submitted by,

LACKLAND & ASSOCIATES, LLC

A handwritten signature in black ink, appearing to read "Theodore H. Lackland", is written over a horizontal line.

Theodore H. Lackland
Georgia Bar No. 431055
Counsel for Defendant Barrett and
Freeman

230 Peachtree Street, NW
Suite 1150
Atlanta, Georgia 30303
Telephone: (404) 522-8155
Facsimile (404) 522-7355
Email: *tlackland@e-lacklaw.com*

CERTIFICATE OF COMPLIANCE

I, Theodore H. Lackland, do hereby certify that the foregoing document has been prepared in 14-point Book Antiqua font and complies with LR 5.1B.

Respectfully submitted by,

LACKLAND & ASSOCIATES, LLC

A handwritten signature in black ink, appearing to read "Theodore H. Lackland", written over a horizontal line.

Theodore H. Lackland
Georgia Bar No. 431055
Counsel for Defendants Barrett and
Freeman

230 Peachtree Street, NW
Suite 1150
Atlanta, Georgia 30303
Telephone: (404) 522-8155
Facsimile (404) 522-7355
Email: *tlackland@e-lacklaw.com*

CERTIFICATE OF SERVICE

This is to certify that on August 10, 2005, I electronically filed Defendants Barrett and Freeman's Answer to the Fourth Amended Complaint with the Clerk of the Court using the CM/ECF system which will automatically send email notification of such filing to the following attorneys of record:

Teresa Roseborough, Esq.
Paul J. Estuar, Esq.
William Clairborne, Esq.
Dennis Young, Esq.

A handwritten signature in black ink, reading "Theodore H. Lackland", written over a horizontal line.

Theodore H. Lackland
Georgia Bar No. 431055
Counsel for Defendants Barrett
and Freeman

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