

1989 WL 234029

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United States District Court, D. Maryland.

James Edward CARTER, et al.

v.

Gordon C. KAMKA, et al.

Civ. A. No. K-72-642. | Sept. 13, 1989.

Opinion

MEMORANDUM AND ORDER

FRANK A. KAUFMAN, Senior District Judge.

*1 The court file in *Carter v. Kamka*, Civil Action No. K-72-642, reflects, to the satisfaction of this Court, that the State of Maryland is performing its obligations under the Decree of this Court in *Hall v. Maryland*, 433 F.Supp. 756 (D.Md.1977); *aff'd in part, vacated in part, and remanded sub nom. Carter v. Mandel*, 573 F.2d 172 (4th Cir.1978); *on remand sub nom. Carter v. Kamka*, 515

Footnotes

¹ See *Smith v. Bounds*, 813 F.2d 1299 (4th Cir.1987), *aff'd en banc*, 841 F.2d 77 (4th Cir.1988), *cert. denied*, — S.Ct. — (October 3, 1988); see also, *Williams v. Leeke*, 584 F.2d 1336 (4th Cir.1978), *cert. denied*, 442 U.S. 911 (1979);

F.Supp. 825 (D.Md.1980);¹ and that the State of Maryland has made available to prisoners within Maryland's confinement system, appropriate assistance to such persons to prepare and initiate litigation.

In *Hall v. State*, 433 F.Supp. at 777-778, this Court, quoting from *Johnson v. Avery*, 393 U.S. 483, 488-90 (1969), and other earlier federal court decisions, wrote:

"In most regards, Maryland does provide legal assistance to prisoners, which, while like all things human, though surely not perfect, nevertheless constitutes a "reasonable" and "meaningful" "regular system of assistance."

That remains true today. Accordingly, any assertion by plaintiff(s) in (these) case(s) of violations of this Court's Decree in *Carter v. Kamka*, *supra*, is hereby dismissed. Under the circumstances, there is no need to reopen the court file in this case.

The Clerk is directed to send copies of this Memorandum and Order to Mr. Gary W. Hendricks, Route 1, Box 500, Westover, Maryland 21871 and to counsel of record. It is so ORDERED this 13th day of September, 1989.