

CLOSED

**U.S. District Court
Northern District of Alabama (Eastern)
CIVIL DOCKET FOR CASE #: 1:85-cv-02467-JHH**

USA v. Talladega, et al
Assigned to: Judge James H Hancock
Demand: \$0
Cause: 42:1983 Civil Rights Act

Date Filed: 09/17/1985
Date Terminated: 07/05/1995
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: U.S. Government Plaintiff

Plaintiff

United States of America

represented by **Alice H Martin, US Attorney**
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V.

Defendant

Talladega County

represented by **Charles P Gaines**
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Defendant

represented by

Derrell R Hann
Chairman, Talladega County Commission

Charles P Gaines
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Maurice Jones
Talladega County Commissioner
TERMINATED: 09/21/1989

represented by **Charles P Gaines**
(See above for address)
TERMINATED: 09/21/1989
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Steven Hurst
Talladega County Commissioner

represented by **Charles P Gaines**
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Defendant

Randy Billingsley
Talladega County Commissioner
TERMINATED: 09/21/1989

represented by **Charles P Gaines**
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TERMINATED: 09/21/1989
LEAD ATTORNEY
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Defendant

Shealey Limbaugh
Talladega County Commissioner

represented by **Charles P Gaines**
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Defendant

Jerry Studdard
Sheriff, Talladega County

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Defendant

James Truss
Jailer, Talladega County

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Defendant

Roy Champion
Talladega County Commissioner

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Defendant

Frank Strickland
Talladega County Commissioner

represented by **Charles P Gaines**
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Defendant

Curtis Lambert
Talladega County Commissioner

represented by **Charles P Gaines**
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LEAD ATTORNEY

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Date Filed	#	Docket Text
09/17/1985	1	Complaint filed-snh (Former Employee) Modified on 07/25/1991 (Entered: 07/24/1991)
09/17/1985	2	MOTION (Joint) for adoption of consent decree filed-snh order filed (Former Employee) Modified on 07/25/1991 (Entered: 07/24/1991)
09/17/1985	3	Settlement Agreement of the parties filed-snh (Former Employee) (Entered: 07/24/1991)
09/17/1985	4	ORDER (DECREE) that Settlement Agreement of the parties filed this date is approved and entered as a part of this decree; decree to be applicable to and binding upon all parties, etc; parties to achieve full compliance with the terms of this agreement by July 31, 1987; jurisdiction to terminate upon full compliance unless sooner dismissed by the Court, filed (HANCOCK); entered 9/17/85-cd-snh [2-1] [3-1] (Former Employee) (Entered: 07/24/1991)
12/09/1985	5	Plan of operations for Talladega County Jail of dfts with exh filed-cs-snh (Former Employee) (Entered: 07/24/1991)
01/23/1986	6	Plan of operations (amendment) of dfts filed-cs-snh (Former Employee) (Entered: 07/24/1991)
04/17/1986	7	Plan of operations (amendment) of dfts with exh att filed-cs-snh (Former Employee) (Entered: 07/24/1991)
09/22/1986	8	Compliance Report of dfts filed-cs-snh (Former Employee) Modified on 07/25/1991 (Entered: 07/24/1991)
03/02/1987	9	Compliance Report of dfts with exh att filed-cs-pjg (Former Employee) (Entered: 07/24/1991)
07/30/1987	10	MOTION (Joint) to extend term of decree filed-cpe (del to JHH w/file) (Former Employee) (Entered: 07/24/1991)
08/04/1987	11	ORDER that the Decree of 9/17/85 entered in this cause will continue in full force and effect until 7/31/88 unless otherwise ordered by court; dfts shall submit monthly report to pla for term of this order which sets forth inmate population at Talladega County Jail for every day of the preceding month; this report shall be submitted each month no later than 10th day of month filed (HANCOCK); entered 8/4/87-cm-cpe [10-1] (Former Employee) (Entered: 07/24/1991)
10/02/1987	12	Compliance Report of dfts with exh att filed-cs-cpe (Former Employee) (Entered: 07/24/1991)
05/31/1988	13	MOTION by V Collen Miller to withdraw as counsel for pla USA filed (Former Employee) (Entered: 07/24/1991)
06/06/1988		13 - ORDER granting motion to withdraw as counsel [13-1] (by Judge James H. Hancock) entered 6/6/88 cm-cpe (Former Employee) (Entered: 07/24/1991)
07/22/1988	14	MOTION (Joint) of parties to temporarily extend decree to 8/31/88 filed cs-cpe (Former Employee) (Entered: 07/24/1991)
07/22/1988	15	ORDER that decree of 9/17/85 entered in this action will continue in effect until at least 8/31/88 [14-1] filed (by Judge James H. Hancock) entered 7/22/88 cm-cpe (Former Employee) (Entered: 07/24/1991)
09/01/1988	16	MOTION (Joint) of parties to extend term of decree and modify plan of operations filed-pjg (Former Employee) (Entered: 07/25/1991)
09/02/1988	17	MOTION by defendants for order extending court's jurisdiction over case filed cs-pjg (Former Employee) (Entered: 07/25/1991)
10/12/1988		17 - ORDER finding the motion for order extending court's jurisdiction over case [17-1] moot. (by Judge James H. Hancock) entered 10/12/88 cm cpe (Former

		Employee) (Entered: 07/25/1991)
10/12/1988	18	ORDER that the decree of 9/17/85 in this cause will continue in full force and effect; dfts may apply to terminate jurisdiction of court prior to 3/1/90 if they can demonstrate compliance with the decree of 9/17/85; the Talladega County Jail will immediately undertake the actions outlined in this order and will achieve compliance with the requirements of this order within 6 months of the entry of this order; dfts will submit report to court setting forth compliance with terms of this order within 120 days and every 4 months thereafter and daily inmate population counts will be set forth in each tri-annual report in lieu of the present reporting requirements [16-1] filed (by Judge James H. Hancock) entered 10/12/88 cm cpe (Former Employee) (Entered: 07/25/1991)
02/10/1989	19	Jail Report of dfts filed cs cpe (Former Employee) (Entered: 07/25/1991)
04/10/1989	20	MOTION by defendants to extend time for 3 additional months of interim jail improvements with exh att filed cs pjg (Former Employee) (Entered: 07/25/1991)
04/19/1989		20 – ORDER granting motion to extend time for 3 additional months of interim jail improvements [20-1] (by Judge James H. Hancock) entered 4/19/89 cm pjg (Former Employee) (Entered: 07/25/1991)
04/19/1989	21	Notice of Appearance for plaintiff of Timothy R. Payne filed cs pjg (Former Employee) (Entered: 07/25/1991)
04/25/1989	22	MOTION by plaintiff for reconsideration of order granting dfts motion for extension entered 4/19/89 filed cs pjg (Former Employee) (Entered: 07/25/1991)
04/25/1989	23	Opposition by plaintiff to motion to extend time for 3 additional months of interim jail improvements [20-1] filed cs pjg (Former Employee) (Entered: 07/25/1991)
04/27/1989	24	ORDER that pla is directed to identify for court which of areas described in 4/25/89 opposition embrace more erious health or safety conditions than existed on 10/11/89, whend the court signed the order at the joint request of the parties [22-1], [23-1] filed (HANCOCK); entered 4/27/89-cm-pjg (Former Employee) (Entered: 07/25/1991)
05/11/1989	25	Response by plaintiff to order entered 4/27/89 [24-1] filed cs pjg (Former Employee) (Entered: 07/25/1991)
07/19/1989	26	JAIL REPORT of dfts with exh att, filed-cs-pjg (Former Employee) (Entered: 07/25/1991)
09/21/1989	27	ORDER terminating party Maurice Jones, party Randy Billingsley that the oral motion to substitute the current office holders for those holding the offices at the time this action was filed is granted and the individual persons listed in the caption of this order are substituted for the original defendants; that Talladega County need not operate a jail but any jail it operates after 11/1/91 will be outside the confines of the present facility; that the United States is to select the five most significant failures and to notify defts of those failures in writing by 10/10/89 and if each of those five is not corrected by 11/8/89, counsel for the U.S. is directed to file a petition with the court requesting contempt proceedings and/or closure of the jail for failure to comply with any of such listed conditions; filed (by Judge James H. Hancock) cm (PGS) (Entered: 09/21/1989)
12/21/1989	28	ORDER (Stipulated by consent the parties) regarding court's jurisdiction of jail progress filed (by Judge James H. Hancock) cm (PGS) (Entered: 12/21/1989)
05/18/1990	29	Jail REPORT by defendants with exhibits attached filed cs (Former Employee) (Entered: 05/18/1990)
12/28/1990	30	JAIL REPORT by defendants w/exh att filed cs (Former Employee) (Entered: 12/28/1990)
04/22/1991	31	ORDER that Status hrg is scheduled for 10:30 4/24/91 filed (by Judge James H. Hancock) cm (SNH) (Entered: 04/22/1991)
08/26/1991	32	Response (Jail Report) by defendants w/exh att filed cs (Former Employee) (Entered: 08/26/1991)

09/24/1991	33	MOTION by defendants to extend deadline , and for hearing filed cs (Former Employee) (Entered: 09/24/1991)
10/29/1991	34	MOTION (Amended) by defendants for extension of deadline and stay of execution w/exh att filed cs (Former Employee) Modified on 10/29/1991 (Entered: 10/29/1991)
11/18/1991	35	Opposition by plaintiff USA to motion for extension of deadline and stay of execution [34-1] w/exh att filed cs (Former Employee) (Entered: 11/18/1991)
11/21/1991	36	ORDER TO SHOW CAUSE that after conference for counsel of record on 11/20/91, court will consider any agreed or unilateral proposal provided proposal is submitted in writing before 12/20/91; court will not enter an order implementing 9/21/89 order until after such date filed (by Judge James H. Hancock) cm (Former Employee) (Entered: 11/21/1991)
12/20/1991	37	PLAN FOR CLOSURE of the Talladega County Jail filed by defendants w/exh att cs (Former Employee) (Entered: 12/20/1991)
12/20/1991	38	Proposed Procedure for Closing the Talladega County Jail and Permitting Limited Use of Ground Floor for Short Term Holding of Inmates and Other Operations filed by plaintiff USA cs (Former Employee) (Entered: 12/20/1991)
10/21/1992	39	Jail Report filed by defendants w/exh att cs (Former Employee) (Entered: 10/21/1992)
03/29/1994	40	iOTION (Joint) to amend staffing and medical services requirements of consent decree and plan for termination of decree filed cs (Former Employee) (Entered: 03/29/1994)
03/29/1994	41	ORDER (STIPULATED) regarding remaining issues pertaining to settlement agreement regarding Talladega County Adult Detention Facility and schedule for termination of litigation [40-1] filed (by Judge James H. Hancock) cm (Former Employee) (Entered: 03/29/1994)
11/23/1994	42	Interim Report of dfts in compliance with order of 3/29/94 filed cs (Former Employee) (Entered: 11/23/1994)
06/21/1995	43	Jail Report filed by defendant Talladega County with exhs att cs (Former Employee) (Entered: 06/21/1995)
06/30/1995	44	MOTION (Joint) by parties for adoption of order under Rule 58 as judgment in settlement of this case with exh att filed cs (Former Employee) (Entered: 06/30/1995)
07/05/1995	45	ORDER (Judgment) filed: (by Judge James H. Hancock) granting motion for adoption of order under Rule 58 as judgment in settlement of this case [44-1] terminating case and terminating jurisdiction of the court over this matter cm (SNH) (Entered: 07/05/1995)