

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

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| LASHAWN JONES, <i>et al.</i> , |) | |
| Plaintiffs, and |) | |
| UNITED STATES OF AMERICA, |) | |
| Plaintiffs in intervention |) | |
| v. |) | Civil Action No. 2:12-cv-00859 |
| |) | Section I, Division 5 |
| MARLIN GUSMAN, <i>et al.</i> , |) | Judge Lance M. Africk |
| Defendants. |) | Magistrate Judge North |
| _____ |) | |
| MARLIN GUSMAN, |) | |
| Third-Party Plaintiff |) | |
| v. |) | |
| THE CITY OF NEW ORLEANS, |) | |
| Third-Party Defendant. |) | |
| _____ |) | |

ORDER

THIS MATTER comes before the Court on the Parties’ “Joint Motion for Entry of Stipulated Order” (ECF No. 818), filed April 20, 2015. The Consent Judgment (ECF No. 465) governing reforms of the Orleans Parish Prison system was entered as an Order of this Court on June 6, 2013 (ECF No. 465). In the interest of moving Defendants toward compliance with the Consent Judgment’s provisions regarding suicide risk reduction, it is hereby,

ORDERED that the Parties’ “Joint Motion for Entry of Stipulated Order” is **GRANTED**, and it is further

ORDERED that, in granting the Parties’ Joint Motion, the Court finds, as agreed by the parties, that:

1. Defendants have not yet reached compliance with the Consent Judgment's provisions regarding suicide risk reduction, enumerated in Sections IV.B.4-5;
2. As a result, specific remedial relief is necessary, as set forth below; and
3. The additional relief set forth below complies in all respects with the provisions of 18 U.S.C. § 3626(a). The relief is narrowly drawn, extends no further than necessary to correct violations of federal rights agreed by the Parties with the entry of the Consent Judgment, and is the least intrusive means necessary to correct these violations, and will not have an adverse impact on public safety or the operation of the criminal justice system.

As stipulated by the parties, it is further,

ORDERED that the additional relief will consist of the following:

1. By no later than April 24, 2015, the Orleans Parish Sheriff's Office ("OPSO") shall draft a memorandum to all staff members,¹ including supervisors, outlining the specific actions staff will take to respond if they observe a prisoner exhibiting signs or symptoms of a) suicidality or b) alcohol or drug intoxication or withdrawal. This memorandum will be drafted by OPSO staff in collaboration with staff from Correct Care Solutions ("CCS"). This memorandum will be provided for review in draft form to the Lead Monitor and sub-monitors for Medical Care and Mental Health Care ("the Monitors"). Within three days of receiving any edits or revisions from the Monitors, OPSO shall incorporate those edits and/or revisions and issue the memorandum to all staff members, including supervisors. The memorandum shall be read at daily staff briefings for three consecutive days and posted in locations where staff are likely to view it.


¹ "Staff members" is defined in the Consent Judgment as "all employees, including correctional officers, who have contact with prisoners." See Consent Judgment, ECF No. 466, at 8.

2. By no later than April 30, 2015, OPSO shall conduct a one-hour training for all clinical and custody staff (including supervisors) who have not been trained in the past 12 months regarding the signs or symptoms of a) suicidality or b) alcohol or drug intoxication or withdrawal, and the specific actions staff will take to respond if a prisoner exhibits such symptoms. This training shall be developed and delivered in collaboration with staff from CCS and incorporate the specific language of the Consent Judgment. This interim training does not supplant any pre-service or annual training required by the Consent Judgment, which will be provided at a later date.

3. By no later than April 30, 2015, OPSO shall submit all custodial and site-specific medical polic(ies) regarding a) suicide risk reduction and b) alcohol or drug intoxication and withdrawal required pursuant to Section IV.B.5 of the Consent Judgment. The policies shall integrate and cross-reference all relevant CCS policies governing housing and custody decisions for individuals expressing suicidality or alcohol or drug withdrawal. All OPSO policies and any updated CCS policies shall be submitted to the Monitor and Plaintiffs for review pursuant to Section VII.A of the Consent Judgment.

SO ORDERED.

New Orleans, Louisiana, April 22, 2015.



LANCE M. AFRICK
UNITED STATES DISTRICT JUDGE