

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

COLUMBO GALINDO, <i>et al.</i> ,)	
individually and on behalf of all others)	
similarly situated,)	
)	
Plaintiff,)	
)	
v.)	No. 20-cv-2137
)	
ROB JEFFREYS, in his official)	
capacity as the Director of the Illinois)	
Department of Corrections,)	
)	
Defendant.)	

ORDER

A hearing was held on May 6, 2020, on Plaintiffs’ second motion for a preliminary injunction [17].

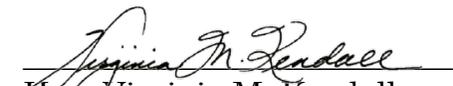
Plaintiffs have completed their sentences of imprisonment and remain incarcerated because they are unable to find host site placements that can be approved by the Illinois Department of Corrections (IDOC). Here, Plaintiffs have identified housing that would otherwise be approved by IDOC, but for the “One Person Per Address” provision in 730 ILCS 5/3-3-7(a)(7.6). This Court has already determined that it is unconstitutional to detain sex offenders long after their period of incarceration has been completed solely because they are unable to find suitable host sites. *See Murphy v. Raoul*, 380 F. Supp. 3rd 781 (N.D. Ill. 2019).

The following Plaintiffs have identified host sites that will be supportive of their transition back into the community:

- Kenneth Green, Fredrick Chamblis, Corey Crowe, Dana Monson, David Easton, Joshua Atkins, Kenneth Schroeder, Wade Council, Christopher Shelton, Mark Faller and Paul D. Hubbard seek to reside at Wayside Cross Ministries, a Bible-based transitional housing program in Aurora, Illinois;
- DeJuan Wright, Jerrand Miller, Andra Sampson and John Margarella seek to reside at transitional housing leased by IDOC through NewDay Apartments; and
- Alvin Goldberg seeks to reside in a private-pay unit in an apartment building owned by NewDay Apartments.

At each of these proposed housing locations, another person who has been convicted of a sex offense already resides in the same building and therefore Defendant cannot release these individuals to the proposed locations because of its obligation to follow 730 ILCS 5/3-3-7(a)(7.6).

There has been no legitimate public interest articulated in only having one sex offender live at one residence. Therefore, the Court finds that the statute is unconstitutional as it applies to the 16 individuals identified above and Defendant is enjoined from prohibiting their release to the locations identified only to the extent that it is prohibiting their release based upon the “One Person Per Address” provision in 730 ILCS 5/3-3-7(a)(7.6). It is further ordered that Defendant is enjoined from enforcing the statute as to the parolees currently residing at NewDay Apartments for so long as they continue to reside there: Stanley Meyer, J.D. Lindenmeier, Clay Trench, and Jerry Davis.


Hon. Virginia M. Kendall,
United States District Judge

May 13, 2020
Date