

At a Civil Term, Part 20,  
of the Supreme Court of  
the State of New York,  
held in and for the  
County of New York, at  
9:30 a.m. on the 21st day  
of September, 1992.

Present: Hon. Joan B. Lobis, Justice

-----X  
In the Matter of the Application of :  
EDITH CALVIN and DEXTER CAPERS, :  
et al., individually and on behalf :  
of all other persons similarly situated, :  
:  
Petitioners, :

:  
For an Order pursuant to Article 78 :  
of the Civil Practice Law and Rules, :  
:  
- against - :

CATHERINE ABATE, Commissioner of the :  
New York City Department of Correction; :  
NORMAN GOODMAN, County Clerk of New :  
York County; GLORIA D'AMICO, County :  
Clerk of Queens County; WILBUR A. :  
LEVIN, County Clerk of Kings County; :  
LEO LEVY, County Clerk of Bronx County; :  
MARIO J. ESPOSITO, County Clerk of :  
Richmond County; THOMAS A. COUGHLIN III, :  
Commissioner of the New York State :  
Department of Correctional Services; :  
and RAUL RUSSI, Chair of the New York :  
State Division of Parole, in Their :  
Official Capacities, :

ORDER

Index # 44831/91

Respondents.  
:  
-----X

WHEREAS, the Court has reviewed the Proposed Settlement Agreement which was executed on July 29, 1992, by counsel for Petitioners and for the Respondent Commissioner of the New York City Department of Correction, the Respondent Commissioner of the New York State Department of Correctional Services and the Chair of

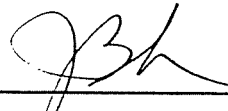
the New York State Division of Parole, and

WHEREAS, the parties have provided notice of the terms of the Proposed Settlement Agreement to both classes of Petitioners by posting notices thereof, in English, Spanish and a Chinese dialect, in all City correctional facilities for a two-week period, and

WHEREAS, this Court has reviewed the comments which were received from members of the Petitioner classes and determined that said Settlement is in the best interests of the parties, IT IS HEREBY

ORDERED, that the Proposed Settlement Agreement is hereby approved by this Court. It is so ordered.

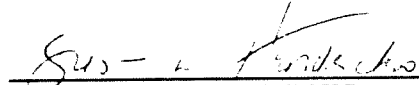
ENTER,


  
\_\_\_\_\_  
J.S.C.

**For Petitioners:**

ROBERT M. BAUM  
Attorney-in-Charge  
Criminal Defense Division  
The Legal Aid Society  
Attorney for Petitioners  
15 Park Row, 10th Floor  
New York, New York 10038  
(212) 577-3554

BY:

  
SUSAN L. HENDRICKS

  
LAURA JOHNSON  
Special Litigation Unit  
Of Counsel

**For Respondents:**

O. PETER SHERWOOD  
Corporation Counsel of the City  
of New York  
Department of Law  
Attorney for Respondent Abate  
100 Church Street  
New York, New York 10007  
(212) 788-0891

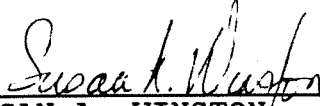
BY:

  
REBECCA NORTHEY  
Assistant Corporation Counsel

ROBERT ABRAMS  
Attorney General of the State  
of New York  
Department of Law  
Attorney for Respondents Russi  
and Coughlin  
120 Broadway  
New York, New York 10271  
(212) 416-8561, 416-8590

BY:

  
LOUISE HERMAN  
Assistant Attorney General

  
SUSAN A. WINSTON  
Assistant Attorney General