

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN

FILED-CLERK
U.S. DISTRICT COURT
OCT 21 11 11 AM '86
EAST. DIST. MICHIGAN
SOUTHERN DIV.-FLINT

RODERICK D. WALKER, et al.

PLAINTIFF

HONORABLE: STEWART NEWBLATT

-V-

Civil No. 81- 40336

BARRY MINTZES, et al

DEFENDANT'S

Plaintiff acting in Pro-se

PRELIMINARY INJUNCTION

Plaintiff in Pro-se
John M. Taylor
No. 162788
P.O. Box E
Jackson, MI 49204

176

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN

RODRICK D. WALKER, et al.

PLAINTIFF

Honorable; Stewart Newblatt

-V-

Civil Action No. 81-40336

BARRY MINTZES, et al.

DEFENDANT'S /

PRELIMINARY INJUNCTION

NOW COMES Plaintiff JOHN M. TAYLOR, acting in Pro-se and moves this Court to issue a Preliminary Injunction against the herein Defendant's for the following reasons to wit:

1.. Plaintiff was arrested in January 31st, 1984, and charged with C.S.C in the first degree, in the Oakland County Circuit Court, before the Honorable; Alice Gilbert, and found guilty thereof, and sentenced to serve 80 to 200 years imprisonment, to be confined to the State Prison of Southern Michigan, "Jackson".

2. Being returned to the State Prison of Southern Michigan, your plaintiff made a request to be transferred to another prison, for fear of retaliations, by officers, and residents from the May 1981, riot, and made a request to be transferred to the "Scott Facility" in Plymouth Michigan, by the defendant's to be closer to his home, and family, as plaintiff has eight children living in the area...

3. The above request was denied by the defendant's, and plaintiff was ordered to (4) four block of the prison, the same area, the original area that this complaint started from, and in June of 1986, plaintiff overheard a number of residents plaining to kill one of the prison guards, to wit; Officer Wayne, and brought this to his attention, this caused your herein plaintiff to be locked in the prisons protective custody unit, for fear for his life, after locking in said area, plaintiff has still received a number of threats on his life, and stay's locked in his cell, (24) Twenty-Four Hours aday, in fear for his personal safety, causing him a great deal of pain, and suffering, and expensive to obtain food for living in his cell..

4. Plaintiff fears, if he stays within the jurisdiction of the herein defendant's his life is threaten not only by inmates, but officers alike, in retaliation.

5. Plaintiff has made a number of transfer request to the Counselor's office, to wit; Robin Pratt for transfer to the new facility located in the Plymouth Michigan area, to be denied, plaintiff take this as a direct attempt to avoid addressing the issues of his protection from others, including the defendant's. Plaintiff has brought this to the counselor's attention, and clearly stated that he will not leave his cell, for showers, meals, nor Yard time, call out for Medical treatment, but the only alternative would be seek protection in (5) Five Block segregation, which is also the disaplin area of the institution, and to seek protection of this type, would be crule, and unusual punishment for any person, any other transfers by the defendant's would cause an inflicktion of pain, and suffering on your plaintiff...

6. Plaintiff's wife, and children refuse to visit plaintiff in this institution as a result of the May 1981 riot, as they were in the visit room the day in question, and have a fear of returning, due to plaintiff's incarceration here at the State Prison of Southern Michigan, he has not received a visit from his wife or children.

7. Plaintiff has heard remarks from officers at the institution, to the effect, that because of you guy's, we are still paying for it, out of our union dues, residents feel the same way about the areas closed off to them, jobs, schooling, training, ect.

8. Plaintiff having to live like this in a cell, to avoid the possible threats of physical violence by inmates, and officers, is crule and unusual punishment, in violation of his Federally guaranted Constitutional Rights.

RELIEF REQUESTED

WHEREFORE: Plaintiff moves this Court to order him removed from the Michigan State Prison systems, to a Federal Prison, to be free from the crule and unusual punishment being in flecked by the inmates of the Michigan prisons, and officers seeking retaliations, and/or move him to the "Scott" facility in Plymouth Michigan, to be near his family, and away from the present danger of his life being threaten by others...

Mr. John M. Taylor

Mr. John M. Taylor
No. 162788
P.O. Box E
Jackson, MI 49204

Subscribed and sworn to before me
this 9th day of October, 1986.

Helen Worthey Cotton
Notary Publics Signature:

Jackson
County of: HELEN WORTHEY COTTON
Notary Public, Jackson County, Michigan
My Commission Expires April 11, 1990

My commission expires: