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CIRCUIT COURT FOR
BALTIMORE CITY

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IN THE CIRCUIT COURT FOR BALTIMORE CITY

RICHARD RODNEY, et al.
Petitioners

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v.

Case No. 24-C-05004405

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**SUSAN MURPHY, WARDEN,
BALTIMORE CENTRAL BOOKING
AND INTAKE CENTER,**
Respondent

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TEMPORARY RESTRAINING ORDER

Having considered Petitioners' Motion for Temporary Restraining Order, the Respondent's response thereto, and the arguments of counsel, this Court finds that:

1. Members of the class of petitioners have been held in the respondent's custody for more than 24 hours after arrest without being taken before a judicial officer of the District Court as required by Maryland Rule 4-212.

2. The failure to comply with Rule 4-212's prompt presentment requirement has – and if not remedied, will continue to – cause immediate, substantial, and irreparable harm to members of the class of petitioners in that they will continue to be deprived of their liberty past the 24 hour limit imposed by Maryland law without a showing of probable cause or a pretrial release determination.

Accordingly, it is on April 25, 2005, at 6⁰⁰ p.m. (Time) hereby

ORDERED that Respondent shall present each individual incarcerated in the Baltimore Central Booking and Intake Center to a judicial officer of the District Court without unnecessary delay and in no event later than 24 hours after the individual's arrest; and it is

FURTHER ORDERED that any individual held longer than 24 hours without being taken before a judicial officer of the District Court as required by Rule 4-212 shall be immediately released from BCBIC on any charges for which the individual was denied prompt presentment, unless Respondent files a motion demonstrating good cause for noncompliance with this Order before the 24 hour period elapses if reasonably possible and in no event later than 10:00 a.m. on the next day that this Court is in session; and it is

FURTHER ORDERED that a party or any other person affected by the Order may apply for a modification or dissolution of this Order after two days' notice to counsel for Petitioners; and it is

FURTHER ORDERED that this Temporary Restraining Order shall expire on May 6, 2005, at 6:00 p.m.

JOHN M. GLYNN, JUDGE



Judge's Signature on Original Document only

Circuit Court for Baltimore City