IN THE CIRCUIT COURT FOR BALITMORE CITY

RICHARD RODNEY, et al.
Petitioners

Case No. 24-C-05004405

SUSAN MURPHY, WARDEN
BALTIMORE CENTRAL BOOKING
AND INTAKE CENTER
Respondent

EXTENSION OF TEMPORARY RESTRAINING ORDER AND POSTPONEMENT OF FURTHER HEARINGS

Whereas the parties in this matter have entered into an agreement for continuation of the Temporary Restraining Order issued by this Honorable Court on April 25, 2005 and a continuation of any hearing on the Writ of Mandamus and/or Prohibition, this Court finds that:

- 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 permanently 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

02/24/2006

imposed by Maryland law without a showing of probable cause or a pretrial release determination; and

3. That an extension of this Temporary Restraining Order is necessary for the Respondent to put into place permanent solutions to the issues of the prompt charging of arrestees, the prompt booking and identification of arrestees, as well as the prompt presentment of arrestees to a judicial officer for an initial appearance.

Accordingly, it is on May 9, 2005 at _____p.m. (Time) hereby

ORDERED that Respondent shall present each individual incarcerated in Baltimore Central Booking and Intake Center (BCBIC) to a judicial officer of the District Court without unnecessary delay and in no event later than 24 hours after the individual's errest; 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 te immediately released from BCBIC on any charges for which the individual was denied prompt presentment, unless Respondent files a motion demonstrating good cause for non-compliance 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 t 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 at any time prior to the expiration of this order; and it is

FURTHER ORDERED that this Temporary Restraining Order shall expire

November 9, 2005,

p.m. (Time); and it is

FURTHER ORDERED that the hearing on Petitioner's Petition for Writ of Mandamus and/or Prohibition is postponed until November 9, 2005.

TRUE COPY

TEST

JOHN M. GLYNN, JUDGE

Judge's Signature on Original Document only

FRANK M. CONAWAY, CLERK