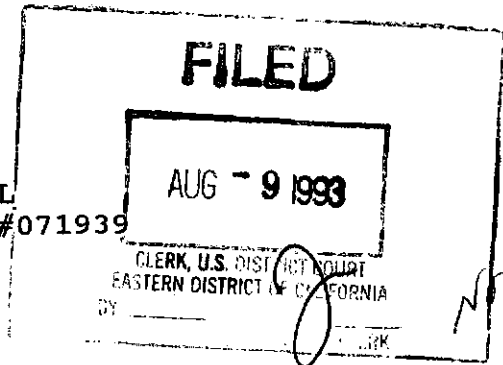


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13
14 IN THE UNITED STATES DISTRICT COURT
15
16 EASTERN DISTRICT OF CALIFORNIA

17 JOHN B. CRUZ, et al.,

18 Plaintiffs,

19 vs.

20 COUNTY OF FRESNO, STEVE MAGARIAN,
21 as SHERIFF,

22 Defendants.

NO. F-93-5070 JFM P

AMENDED STATUS
CONFERENCE REPORT SANS
EXHIBITS

Date: August 12, 1993
Time: 11:00 a.m.
Courtroom: No. 8

23 Defendants COUNTY OF FRESNO and FRESNO COUNTY SHERIFF STEVE
24 MAGARIAN offer the following status conference report in
25 connection with the status conference set for August 12, 1993,
26 in the above matter.

27 On July 12, 1993, the Court signed a stipulated order for a
28 permanent injunction on the North Annex; and a preliminary
injunction on the South Annex and Main Jail. As discussed
below, defendants are in full compliance with such order.

I.

MAIN JAIL

Pursuant to paragraph 6 of the Order, defendants have obtained the approval of the California Board of Corrections at its July 15, 1993, meeting of a pilot project to operate the Main Jail at the rated capacity of 1,064 inmates. A copy of the pilot project is attached hereto as Exhibit A.

Under the pilot project, sixteen "general population" housing pods will be triple bunked (768 beds) and operated as dormitories with the cell doors unlocked continuously, thereby allowing continuous day room access. Eight "special handling" housing pods will be double bunked (256 beds) with those inmates having controlled access to the day room. Forty "administrative segregation" cells will be used for single occupancy housing (40 beds).

One additional shower will be installed in each general population pod. Staffing will be increased with the addition of seven Correctional Sergeants, seventeen Correctional Officers, and one Office Assistant. Also, while not mandated by the terms of the pilot project, defendants have elected to (1) acoustically treat the ceilings of all housing areas to substantially reduce the noise level; and (2) add isometric exercise equipment to the day room of each pod.

The pilot project will be phased in floor by floor pursuant to the "staffing/renovation transition plan" attached hereto as Exhibit B.

Plaintiff's counsel was provided a copy of the pilot project and appeared and addressed the Board of Corrections at

1 the meeting on July 15, 1993. Pursuant to paragraph 7 of the
2 Order, defendants will continue to meet and confer with
3 plaintiffs' counsel and report to the Court as directed
4 concerning the status of the Main Jail.

5 II.

6 SOUTH ANNEX

7 Pursuant to paragraph 3 of the Order, the defendants have
8 operated the first two floors at the indicated housing unit
9 capacities.

10 Pursuant to paragraph 4 of the Order, the defendants have
11 substantially modified the first floor dormitories by decreasing
12 the number of beds in each dormitory and thereby increasing day
13 room space; adding chairs, tables, and wall mounted indoor
14 recreation equipment; and improving the lighting.

15 The defendants anticipate communicating with plaintiffs'
16 counsel regarding the future of the South Annex by November 15,
17 1993. A key factor in this decision is the success or failure
18 of a State sales tax measure and possible County sales tax
19 measure in the November 2, 1993, election.


20 III.

21 GENERAL


22 Pursuant to paragraph 8 of the Order, on July 9, 1993,
23 plaintiff's counsel and their recreation expert toured the three
24 facilities (Main Jail, South Annex, and North Annex) and
25 examined defendants' existing recreation facilities and
26 schedules. Plaintiff's counsel has represented that they will
27 communicate their proposals on recreation to defendants but have
28 not done so at the time of this report.

1 With respect to discovery, plaintiffs' counsel, their
2 general corrections expert, and their recreation expert have
3 toured defendants' facilities on March 4, May 14, and July 9,
4 1993. These tours were accommodated without a formal discovery
5 request. Also, defendants have responded to plaintiff's First
6 Request for Production of Documents, and have furnished various
7 jail records and reports as requested.

8 Respectfully submitted,

9 
10 JOHN HAGAR

11 **PHILLIP S. CRONIN**
12 County Counsel

13 
14 By **J. WESLEY MERRITT**
15 Chief Deputy County Counsel
16 Attorneys for Defendants
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A: Cruz.StatusRpt