

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

EVERETT HADIX, et al.,)	
)	
Plaintiffs,)	
)	Case No. 4:92-CV-110
v.)	
)	HONORABLE RICHARD A. ENSLEN
PATRICIA CARUSO, et al.,)	
)	
Defendants.)	
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**PLAINTIFFS' MOTION TO REOPEN JUDGMENT REGARDING MENTAL HEALTH
CLAIMS AND ISSUE A PRELIMINARY INJUNCTION**

Pursuant to Fed. R. Civ. P. 60(b)(6), Plaintiffs ask that the Court vacate its order of January 8, 2001 and reopen the mental health issues in this case. Plaintiffs further request, pursuant to Fed. R. Civ. P. 65, that the Court, at the hearing scheduled to begin on October 11, 2006, hear Plaintiffs' request for a preliminary injunction with the following provisions:

1. Require Defendants to develop appropriate protocols and policies that eliminate the non-emergency use of in-cell mechanical restraints outside of medical settings and that require medical and psychiatric evaluations of any such restrained prisoner.
2. Require Defendants to maintain staffing necessary to provide for routine and emergency access to both psychiatric and psychological services.
3. Require Defendants to institute daily rounds by a psychologist in the segregation unit.
4. Require Defendants to develop protocols for appropriate coordination of medical and mental health staff, including provisions for weekly conferences of the two disciplines regarding prisoners in the segregation unit.

Plaintiffs further request that no bond be required as security for the requested preliminary injunction. Finally, Plaintiffs ask that the Court set a separate discovery and hearing schedule for Plaintiffs' remaining mental health claims.

Respectfully submitted,

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