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15 **UNITED STATES DISTRICT COURT**
16 **CENTRAL DISTRICT OF CALIFORNIA**

18 DENNIS RUTHERFORD, et al,
19 Plaintiffs,

20 vs.

21 LEROY BACA, as Sheriff of the
22 County of Los Angeles, MICHAEL D.
23 ANTONOVICH, YVONNE B.
24 BURKE, DON KNABE, GLORIA
25 MOLINA, ZEV YAROSLAVSKY, as
26 Supervisors of the County of Los
27 Angeles, et al.,
28 Defendants.

Case No. Civ. 75-04111-DDP

**PLAINTIFFS' NOTICE OF MOTION
AND MOTION FOR PRELIMINARY
INJUNCTION RE: PLAN FOR
CLOSURE OF JAIL FACILITIES.**

Honorable Dean Pregerson

Date: August 3, 2009
Time: 10:00 am
Dept: 3

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NOTICE OF MOTION

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that on August 3, 2009 at 10:00 a.m., or as soon thereafter as counsel may be heard before the Honorable Dean Pregerson, in Courtroom 3 of the United States District Court, Central District of California, Los Angeles, California, the plaintiffs in this action through their attorneys of record, will move the Court for a preliminary injunction in this matter

MOTION FOR PRELIMINARY INJUNCTION
RE: PLAN FOR CLOSURE OF JAIL FACILITIES

Plaintiffs request that the Court issue a preliminary injunction in this matter that restrains and enjoins Defendants, their officers, agents, employees, attorneys and all those in active concert with them from closing any beds at the North facility at Pitchess Detention Center or at any other jail facility until fourteen days after Defendants file a plan that includes the following:

1. A statement regarding the impact of the closure of the North Facility on the population at other jail facilities, including the impact on overcrowding, security and inmate well-being (“Overcrowding Impact Statement”). This statement shall address the feasibility of bed closures and census reductions at Men’s Central Jail as an alternative to closure of the North Facility, as well as the feasibility of using the North Facility to house detainees currently housed at other Jail facilities, including Men’s Central Jail.
2. Copies of all plans prepared by or for Defendants to manage the closure of the North facility, including plans to transfer inmates to other facilities and changes in the criteria for early release of sentenced inmates and pre-trial release. Defendants shall also produce the criteria to be used by Defendants for the release of detainees currently housed at the North facility who will not be transferred to other

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facilities after the North facility is closed.

3. A census of the inmates in each dormitory and module in every jail facility, which will also be provided to Plaintiffs on a weekly basis in the future.

Within seven days of their receipt of the documents described above, Plaintiffs shall file a motion requesting whatever additional relief from this Court they deem necessary.

DATED: July 13, 2009

RESPECTFULLY SUBMITTED,

ACLU Foundation of Southern California
ACLU National Prison Project

By: 

Melinda Bird
Attorneys for Plaintiffs

Motions

[2:75-cv-04111-DDP Rutherford v. Block](#)

REOPENED

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA

Notice of Electronic Filing

The following transaction was entered by Bird, Melinda on 7/13/2009 at 11:14 AM PDT and filed on 7/13/2009

Case Name: Rutherford v. Block

Case Number: [2:75-cv-4111](#)

Filer: Dennis Rutherford

Document Number: [176](#)

Docket Text:

NOTICE OF MOTION AND MOTION for Preliminary Injunction re: Plan for Closure of Jail Facilities filed by plaintiff Dennis Rutherford. Motion set for hearing on 8/3/2009 at 10:00 AM before Judge Dean D. Pregerson. (Attachments: # (1) Proposed Order PRELIMINARY INJUNCTION RE: PLAN FOR CLOSURE)(Bird, Melinda)

2:75-cv-4111 Notice has been electronically mailed to:

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2:75-cv-4111 Notice has been delivered by First Class U. S. Mail or by fax to :

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The following document(s) are associated with this transaction:

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[STAMP cacdStamp_ID=1020290914 [Date=7/13/2009] [FileNumber=8088704-0]
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Document description:Proposed Order PRELIMINARY INJUNCTION RE: PLAN FOR CLOSURE

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