

**DISTRICT COURT OF THE VIRGIN ISLANDS
DIVISION OF ST. CROIX**

UNITED STATES OF AMERICA,)
)
)
 v.)
)
TERRITORY OF THE VIRGIN ISLANDS,)
et al.,)
)
)
Defendants.)

Civil Action No. 1986-265

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ORDER

THIS MATTER comes before the Court on: (1) the parties’ “Joint Motion to Enter Consent Judgment” (Dkt. No. 689), requesting that the Court enter the parties’ Settlement

Agreement (Dkt. No. 689-1) as an Order of the Court; and (2) the “United States’ Proposed Findings of Fact and Conclusions of Law in Support of Settlement Agreement” (Dkt. No. 716), which Defendants do not oppose (Dkt. No. 723).

UPON CONSIDERATION of the foregoing, and the entire record herein, it is hereby

ORDERED that the “United States’ Proposed Findings of Fact and Conclusions of Law in Support of Settlement Agreement” (Dkt. No. 716) are **ADOPTED** in their entirety by the Court and incorporated by reference as if fully stated herein. In adopting the Proposed Findings of Fact and Conclusions of Law, the Court finds, *inter alia*, as agreed by the parties for purposes of this litigation, that:

(1) Defendants are violating the Eighth Amendment rights of prisoners at Golden Grove Adult Correctional and Detention Facility (“Golden Grove”) in the areas of: (a) Safety and Supervision, (b) Medical and Mental Health Care, (c) Fire and Life Safety, and (d) Environmental Health and Safety, as more fully set forth and described in the “United States’ Proposed Findings of Fact and Conclusions of Law in Support of Settlement Agreement” (Dkt. No. 716);

(2) Prospective relief is necessary to remedy the current and ongoing Eighth Amendment violations, as more fully set forth and described in the “United States’ Proposed Findings of Fact and Conclusions of Law in Support of Settlement Agreement” (Dkt. No. 716);

(3) The prospective relief set forth in the Settlement Agreement (Dkt. No. 689-1) is narrowly drawn, extends no further than necessary to correct the Eighth Amendment violations at Golden Grove, and is the least intrusive means necessary to correct the Eighth Amendment violations, as more fully set forth and described in the “United States’ Proposed Findings of Fact and Conclusions of Law in Support of Settlement Agreement” (Dkt. No. 716); and

(4) The Settlement Agreement (Dkt. No. 689-1) is fair, adequate, and reasonable, and is not the product of fraud or collusion, as more fully set forth and described in the “United States’ Proposed Findings of Fact and Conclusions of Law in Support of Settlement Agreement” (Dkt. No. 716) and the parties “Joint Motion to Enter Consent Judgment” (Dkt. No. 689).

In view of the Court’s findings, it is hereby

ORDERED that the parties’ “Joint Motion to Enter Consent Judgment” (Dkt. No. 689) is **GRANTED**; and it is further

ORDERED that the Settlement Agreement (Dkt. No. 689-1) is **ACCEPTED** by the Court, and **ENTERED** as an Order of the Court.

SO ORDERED.

Date: May 14, 2013

_____/s/_____
WILMA A. LEWIS
District Judge