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UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF LOUISIANA

HAYES WILLIAMS, ET AL

CIVIL ACTION

VERSUS

NO. 71-98-B

JOHN J. MCKEITHEN, ET AL

AMENDED NOVEMBER 17, 1995  
JUDGMENT AND ORDER

In accordance with the agreement of the parties as reflected by their signatures below, and with the consent of the Court, IT IS ORDERED that the November 17, 1995 Judgment of this Court is rescinded and reissued to read as follows:

"IT IS ORDERED that the Louisiana Department of Public Safety and Corrections, Secretary of Corrections, Richard Stalder, and Warden Burl Cain shall immediately reclassify William Kissinger to the Louisiana State Penitentiary at Angola, Louisiana, assign him to his same job status as inmate counselor, and return him to his original housing assignment.

"This Court previously entered an order pursuant to the Federal Rules of Civil Procedure finding Secretary Richard Stalder and Warden Burl Cain in civil contempt because the State or its representatives failed to produce certain documents in compliance with subpoenas issued by the Clerk of this Court and as ordered by the Court, IT IS ORDERED that the contempt findings against Secretary Stalder and Warden Cain shall be considered to be findings of civil contempt under Rules 26(g), 37 and 45(e) of the Federal Rules of Civil Procedure for the purpose of coercing production of documents. Since the documents now have been produced and all other conditions were satisfied, the Court finds that Secretary Stalder and Warden Cain have purged themselves of civil contempt of court.

Handwritten notes: 11/24/95, TO: [unclear], Counsel (22), DS, 11/27/95

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"IT IS FURTHER ORDERED that the Clerk of Court for the Middle District of Louisiana shall transfer the \$1,000 deposited into the registry of this Court to the Louisiana Victims Compensation Fund.

"IT IS FURTHER ORDERED that the plaintiff class shall be entitled to attorney's fees reasonably incurred in connection with the September 6, 1995 Motion. On or before October 31, 1996, the parties shall, if possible, submit a stipulation on the amount of the fee. If the fee cannot be agreed upon, the plaintiff class shall submit evidence in support of the fee on or before December 8, 1996, and the State shall submit a response on or before December 15, 1996.

"IT IS FURTHER ORDERED that the Court reserves to William Kissinger the right to file an action seeking personal relief.

"IT IS FURTHER ORDERED that the Court reserves to the State the right to take such emergency action that shall be necessary to protect William Kissinger from injury or death, provided that this Court's Expert is notified within eight hours of taking such action and that a formal written notice is filed with the Court by the next business day. The State shall also be permitted to take other action against William Kissinger for violations of prison rules and regulations, provided the State complies with the appropriate prison rules and regulations and this Court's orders.

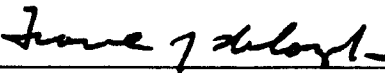
"IT IS FURTHER ORDERED that William Kissinger shall file with the Court a signed statement that he has no objection to being returned to the Louisiana State Penitentiary at Angola.

"IT IS FURTHER ORDERED that the U.S. Marshal is authorized to return William Kissinger to the Louisiana State Penitentiary at Angola upon receipt of this judgment."

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IT IS FURTHER ORDERED that, in all other respects, this Court's November 17, 1995 Judgment is rescinded and vacated in its entirety.

Baton Rouge, Louisiana, this 26 day of September, 1996.

  
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United States District Judge  
Middle District of Louisiana

Stipulated:

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Governor of the State of Louisiana and  
Richard L. Stalder, Secretary of the  
Department of Public Safety & Corrections