



JAN 29 1993

U.S. Department of Justice  
Federal Bureau of Prisons  
Southeast Regional Office

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523 McDonough Boulevard S.E.  
Atlanta, Georgia 30315

DATE: January 25, 1993

TO: Wallace H. Cheney, General Counsel  
Bureau of Prisons, Central Office  
320 First Street, N.W.  
Washington, D.C. 20534

ATTN: Nancy P. Redding, Executive

FROM: Sherree L. Sturgis, Regional Counsel  
Bureau of Prisons, Southeast Region  
523 McDonough Blvd., S.E.  
Atlanta, GA 30315

RE: 1st Quarter report FY 93

The following information is provided  
(October, November, December) 1992.

*Dolly - 3/2*  
*Please put these reports in Quarterly Reports Binder - in a separate partition.*

Litigation

NUMBER OF ACTIONS FILED	58
HABEAS CORPUS ACTIONS	21
FTCA ACTIONS	3
BIVENS ACTIONS	27
OTHER (mandamus, etc)	7
NUMBER OF LITIGATION REPORTS	58
NUMBER CLOSED	64
NUMBER OF HEARINGS/TRIALS	0
NUMBER OF SETTLEMENTS	1
AMOUNT OF AWARD	\$35,000.00

*Thanks,  
Alex*

Significant case activity

Victor Stubbs, V. U.S., 92-2384, Eastern District of Pennsylvania. Plaintiff claims that he was a traveler on a bus from Petersburg to Talladega in 1989, when the bus negligently collided with stopped cars near Burlington, NC. He suffered fractured vertebrae, head and leg injuries causing pain and medical expenses. On 11-02-1992 a settlement on \$35,000.00 was approved.

Caraballo-Sandaval V. Ron E. Honsted, CV-292-20, Southern District of Georgia. Inmate and civilian sue for visiting privileges. Civilian was a former contract employee from FCI Marianna in 1989. She visited the inmate at Marianna after having resigned from her contract position. She claims to have had a relationship with the inmate prior to his incarceration. Visiting was not permitted at Jesup in 1991. On November 23, 1992, the court issued an order granting summary judgement, dismissing the case without prejudice pending resolution of administrative remedies.

IN THE MATTER OF THE EMERGENCY APPLICATION OF THE FEDERAL PUBLIC DEFENDER FOR AN ORDER TO ENSURE COMPLIANCE WITH THE RIGHTS OF DEFENDANT-CLIENTS TO THE EFFECTIVE ASSISTANCE OF COUNSEL AS GUARANTEED BY U.S. CONSTITUTION, AMENDMENT VI AND TITLE 18 U.S.C. 3006A AND 3142(i)(3) V. The Federal Public defender in the southern district to florida files this action on behalf of all clients transferred from Miami as a result of Hurricane Andrew. They allege that telephone access is not adequate and they are unable to schedule visits because of rapid relocation of clients to other jails.

On 10-21-1992 a memorandum from Magistrate L. Snow to Judge Roettger describing the meeting of federal law enforcement officials regarding pretrial detainees. The 10-06-1992 administrative order 92-52 requires 1) new arrestee to be kept in the district for 14 days, 2) USM to transport prisoners to facilities within the district 14 days prior to trial and 7 days before sentencing, 3) 30 days notice in advance of trial or sentencing date required for production, 4) problems with this process are to be resolved by weekly meetings between USM, BOP, and the Magistrates.

Federal Tort Claims Act/Employee Claims

NUMBER FILED	193
PERSONAL PROPERTY	190
PERSONAL INJURY	3
NUMBER PAID	3
AMOUNT PAID	\$ 1441.70
NUMBER DENIED	46
NUMBER PENDING	144
NUMBER OVERDUE	0
AVERAGE PROCESSING TIME	50.12 DAYS

FOI/PA

NUMBER RECEIVED	95
NUMBER CLOSED	74
NUMBER PENDING	19
NUMBER OVERDUE	17
OVERDUE 30 DAYS	5
NUMBER OF CIVIL ACTIONS	0

Quarterly Comparison

**TORT CLAIMS/EMPLOYEE CLAIMS**

SER	NUM	PROP	PI	APPR	AMT	DEN	PEND	OD	A/O	A/P
1ST QTR	193	190	3		\$1441.70	46	144	0	50.12	161.19
2ND QTR										
3RD QTR										
4TH QTR										

**LITIGATION**

SER	NUM	HC	FTC	BIV	OTH	ANS	PEN	CLD	H/T	SET	AWD
1ST QTR	58	21	3	27	7	58	--	64	0	1	35,000
2ND QTR											
3RD QTR											
4TH QTR											

**FOI/PA**

SER	NUM	PROC	PEND	OD	A/OD	A/P	CA
1ST QTR	95	74	19	22	30	00	
2ND QTR							
3RD QTR							
4TH QTR							

**Travel**

Sherree L. Sturgis, Regional Counsel, travel to Denver for Ethics training, October 18 1992, through October 21, 1992. Cost \$578.79.

Sherree L. Sturgis, Regional Counsel, travel to Atlanta for training on December 14, 1992, Successful Representation in Federal Courts. Cost \$104.75.

Van Vandivier, Deputy Regional Counsel, travel to Denver for Ethics training, October 18, 1992, through October 21, 1992. Cost \$413.50.

Van Vandivier, Deputy Regional Counsel, travel to Miami December 10, 1992, through December 11, 1992, for status conference in case of Falcone V. Knowles. Cost \$413.50.

Earl Cotton, Assistant Regional Counsel, travel to Atlanta for training, Successful Representation of Federal Courts. Cost \$102.50.

Earl Cotton, Deputy Regional Counsel, travel to Denver for Ethics training, October 18 1992, through October 21, 1992. Cost \$259.10.

Darrin Scott, Attorney, travel to Atlanta for training, Successful Representation of Federal Courts. Cost \$100.00.

The total amount of travel this reporting period was \$2151.20.

Finally, please find enclosed copies of the three "CEO Reports" for the months of this reporting period.

Enclosures

cc: Regional Director



*Joyce*

U.S. Department of Justice

Federal Bureau of Prisons

Southeast Regional Office

*Quarterly Report*

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*Sherree L. Sturgis*

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OPTIONAL FORM 99 (7-90)

**FAX TRANSMITTAL**

# of pages ▶

To <i>Nancy Redding</i>	From <i>G. Dixon</i>
Dept./Agency	Phone # <i>OR 912</i>
Fax #	Fax # <i>EX 912</i>

Caraballo-Sandaval V. Ron E. Honsted, CV-292-20, Southern District of Georgia. Inmate and civilian sue for visiting privileges. Civilian was a former contract employee from FCI Marianna in 1989. She visited the inmate at Marianna after having resigned from her contract position. She claims to have had a relationship with the inmate prior to his incarceration. Visiting was not permitted at Jesup in 1991. On November 23, 1992, the court issued an order granting summary judgement, dismissing the case without prejudice pending resolution of administrative remedies.

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