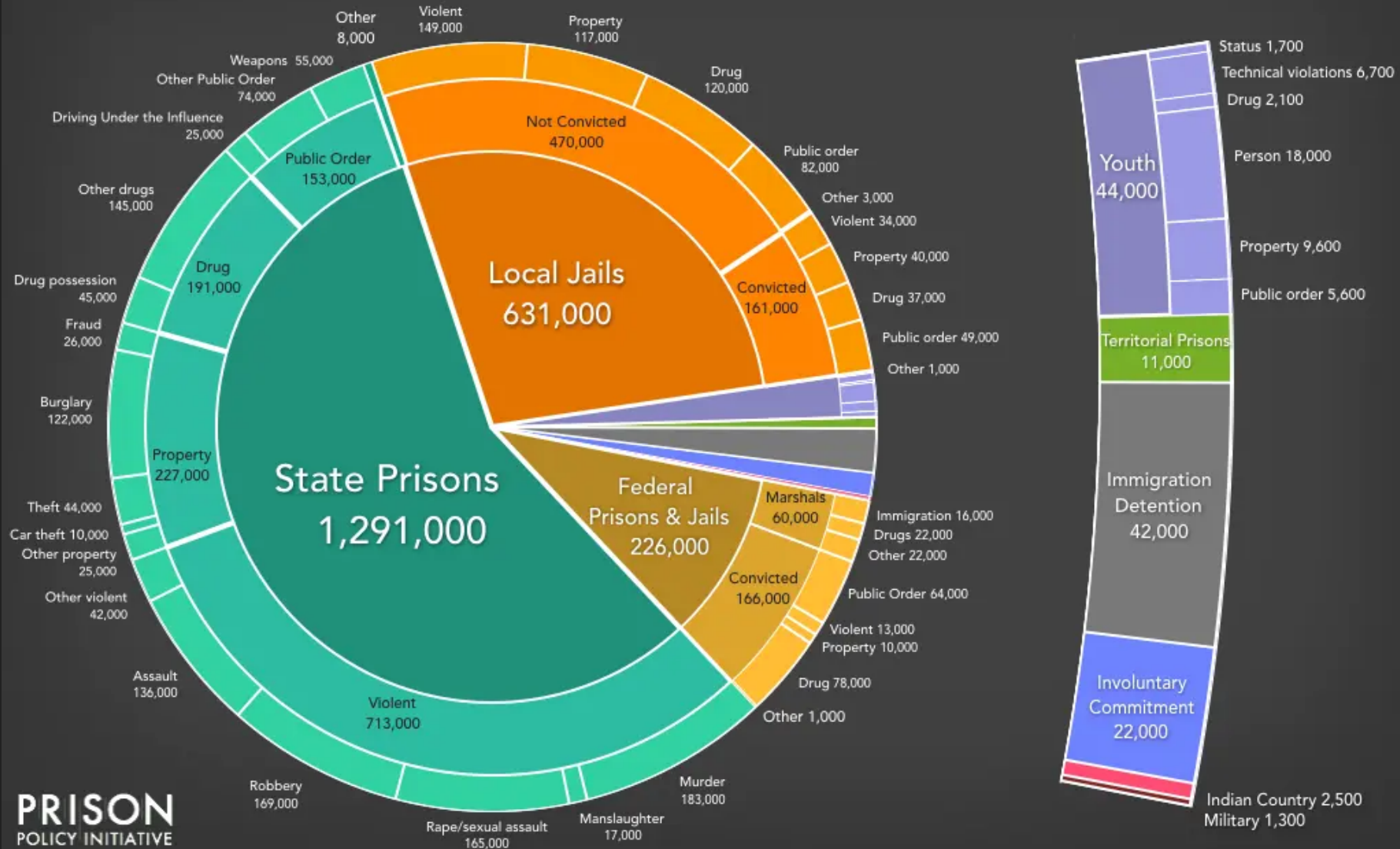


# COVID & the Incarcerated

# How many people are locked up in the United States?

The U.S. locks up more people per capita than any other nation, at the staggering rate of 698 per 100,000 residents.  
But to end mass incarceration, we must first consider *where* and *why* 2.3 million people are confined nationwide.



**PRISON**  
POLICY INITIATIVE

Sources and data notes: See <https://www.prisonpolicy.org/reports/pie2020.html>

## *Savino v. Hodgson* (D. Mass.)

- ICE detainees
- Facility wide
- Approximately 150
- Seeking release of all

1. Release of plaintiffs and all similarly situated detainees in Bristol County Immigration Detention Facilities on their own recognizance with appropriate precautionary public health measures, or, in the alternative, release plaintiffs and all similar situated detainees in Bristol County Immigration Detention Facilities into community-based alternatives to detention, such as conditional release, supervision or electronic monitoring, with appropriate precautionary public health measures;



## *CCDLA v. Lamont* (Conn.)

- State prison and pretrial criminal system
- System wide
- Approx. 11K
- Seeking release of subgroups, medically vulnerable +

### **Request for Relief**

85. For such reasons stated above, the Court should issue a writ of mandamus compelling the defendants to:

- (a) immediately release all people having the CDC heightened risk factors for serious illness or death from COVID-19, directly to a hospital or appropriate medical facility where necessary;
- (b) immediately reduce the population density at each and every facility in which they confine people, including by:
  - (1) releasing all pre-trial detainees facing misdemeanor charges or detained subject to a bond of \$50,000 or less;
  - (2) immediately release to transitional supervision all those eligible for such;
  - (3) immediately release to home confinement those eligible for such pursuant to Conn. Gen. Stat. § 18-100h;
  - (4) immediately release those currently incarcerated only for a technical violation of their parole or probation;
  - (5) immediately release on furlough all prisoners who are within six months of their end of sentence;

## *Martinez-Brooks v. Easter* (D. Conn.)

- Federal prison
- Facility wide
- Approx. 1K
- Seeking release of medically vulnerable plus women in camp

- (1) enlarge to home confinement all women currently housed in the satellite camp at FCI Danbury;
- (2) enlarge to home confinement all members of the medically vulnerable Subclass; and
- (3) implement appropriate measures to maximize social distancing and improve hygiene for the prisoners who remain at FCI Danbury for the duration of the COVID-19 pandemic and/or to transfer such Class members to other BOP facilities that can provide such medically safe environment.

## *Wilkes v. Lamont* (D. Conn.)

- State psychiatric facilities
- Two facilities
- Approximately 440
- Seeking reduction in population

Plaintiff's request that the Court issue a preliminary injunction ordering the defendants to:

1. Conform their testing protocols to CDC standards,
2. Take steps to ensure that staff consistently wear masks and that Plaintiffs are encouraged and supported in wearing masks including through education,
3. Improve hygiene and decontamination practices,
4. Implement social distancing to the maximum extent possible including by reducing patient census,
5. Undertake a clinical review in order to accelerate discharges, and
6. Grant such other or different relief the Court deems appropriate.

**#FREETHEMALL**

## Free Them All for Public Health Statement of Principles

Our imperative will always and forever be to liberate all incarcerated people, prevent future incarceration, and obstruct our existing power structures from enacting reforms that tacitly replicate the injustices of today's prison-industrial complex. We refuse distinctions of “violent”/“nonviolent,” “guilty”/“innocent,” and other punitive logic through which the state attempts to divide us and leave incarcerated people behind. The vast

<https://freethemall4publichealth.org/statement-of-principles/>



# Abolitionist Platform Toward Health Communities Now and Beyond COVID-19

- 1. Demand Freedom for Imprisoned and Detained People, and Defend Their and Their Loved Ones' Wellbeing**
- 2. Resist Surveillance, Policing, and Militarized Responses to COVID-19**
- 3. Demand People's Access to Quality Healthcare Now and into the Future**
- 4. Ensure People's Access to Housing, Food, and Economic Security**
- 5. Support Internationalism / End US Imperialism and Militarism**

# Movement Lawyering and #FreeThemAll

1. How to use litigation to advance broader goals of decarceral movements
2. How to control framing / narratives when working in coalition that includes non-movement lawyers (law firms, for example)
3. How to push the law toward #FreeThemAll when the law explicitly differentiates between civil/criminal / has mandatory detention and commitment statutes / etc.
4. Are these cases about COVID?

To: Honorable Michael P. Shea / Regarding Class Action

3:2020 cv 00564

Opposition To Settlement

To: Honorable Michael P. Shea / Regarding Class Action  
3:2020 cv 00564

Opposition To Settlement

Your honor the conditions we live in are not suitable for humans, and even less so during this pandemic. This pandemic is just showing how far behind the curve Danbury FCI really is. Still, nothing is being done.



To: Honorable Michael P. Shea / Regarding Class Action

3:2020 cv 00369

Opposition To Settlement

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THE medical staff HERE shows complete disregard for the health and safety of the inmates here. They ignore claims of THE actual sick, and leave them in bed for days unattended. Until your honor they are

To: Honorable Michael P. Shea / Regarding Class Action

3:2020 cv 00369

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THE medical Department leave people in bed for Days, ignoring there claims of being sick, in populations, Never isolating THE sick patient.

Also there is no prescriber for people with mental disabilities. They telephone