

IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS

§
BRIAN KEITH WALKER, et al., §
Plaintiffs §
v. §

NO. H-78-987-CA

JAMES A. COLLINS, et al., §
Defendants

§

CONTEMPT OF COURT & OTHER RIGHTS VIOLATED

TO THE HONORABLE JUDGE OF SAID COURT:

Now comes, BRIAN KEITH WALKER et al. plaintiff(s) herein files this said Motion against defendants contempt of court in the numbered cause H-78-987-CA. Plaintiff(s) files in claims according to Green v. McKaskle, 770 F.2d 445 at 447 in which the court states that the "Ruiz Court has expressly ordered that the plaintiff class may seek additional equitable relief by way of new or future claims.....and Judge Justice is then to follow the directions of this court in Johnson." The plaintiff would like to show this Honorable court the following claims in contempt below:

I.

Jurisdiction

This Honorable court of the United States District Court, Southern District of Texas has said jurisdiction over the subject matter pursuant to the final decision in H-78-987. However, Plaintiff(s) claims that defendants are in contempt of court in the Southern District of Texas.

II.

Statement of Facts & Claims

Plaintiff(s) claims that said plaintiff is being subject to unsafe conditions by defendants in their capacity as officials of the state and individual capacity as well. Thus Plaintiff is being exposed to a class A cancer causing agent (Asbestos) in which is prohibited by the Federal Government of the United States. Plaintiff(s) claims that officials have acted deliberately indifferent toward plaintiff(s) safety. Plaintiff(s) claims that this cancer causing agent should not have been scrapped down from ceilings in which all ceiling have been scrapped of this cancer causing agent. However, plaintiff states that this asbestos was subject to the plaintiffs in a sliding type effect by the circulation when removed from ceilings in Hallway at the Ramsey I unit. Plaintiff also claims that at this very moment plaintiff is deliberately being exposed to this cancer causing agent in other areas of this penal institution (such as dinning area of plaintiffs, et al.).

It should behoove this Honorable court that plaintiff(s)

states that while in transit, defendants are denying other incoming inmates(plaintiff(s)) this said liberty interest and private interest of being in population activities and religious rights. Plaintiff(s) claims that inmates(plaintiffs) Paul Jones #659373 and Darryl Reyna #513813 can verify this fact. It should behoove this Honorable court that defendants at Ramsey I and throughout the systems are transitting inmates due to lack of housing area. This fact is told to incoming inmates (plaintiffs) new on units.

Plaintiff(s) claims that T.D.C.J.-ID are not complying with the capacity of inmates in the state prison system. T.D.C.J.-ID is in violation of denying inmates (plaintiffs) their 6th and 14th Amendments of the United States Constitution for not being in population.

Plaintiff(s) would like to behoove this Honorable court that this building that houses plaintiffs was built before 1974, thus plaintiff(s) claims that EPA (Environmental Protection Agency) claims that there is a 100% chance that prisons build before 1974 have lead within the plumbing system. Thus plaintiff(s) claims that said plaintiff along with Micheal G. Washington, plaintiff, et al. (see order #6922) have research that on Eastham, Ramsey II, have in fact lead in the system and claims Ramsey I is not excluded.

Plaintiff claims that defendants (James A. Collins, Major Atkins, Major Smith, Ass. Warden Hartnett, Warden Scott, Capt. Hernadez, Lt. Villaloboas, Capt. Dufor, Sgt. Miller, Sgt. Johnson, Lt. Dudley, Warden Becker, et al.) and Officials acting

individually and in their capacity of the state in the
Agriculture and industries are being included within this case
no. H-78-987 in the United States District Court.

(art. 132.003 Civil Prac. & Rem.)

Respectfully Submitted,

s/ Brian Keith Walker

BRIAN KEITH WALKER, et al.

Rt. 4, Box 1100 (#572249)

Rosharon, Tx. 77583

UNSWORN DECLARATION & CERTIFICATE OF SERVICE

I, BRIAN KEITH WALKER, plaintiff(s), et al. states under that the above Motion of Contempt of Court by Defendants is true and correct. On this the 16TH day of MARCH, 1994 A.D. serves this Motion on the United States District Court, Eastern District of Texas; Judge William Wayne Justice, P.O. Box 330; Tyler, Tx. 75710.

(art. 132.003 Civil Prac. & Rem.)

Respectfully Herein Given,

s/ Brian Keith Walker

BRIAN KEITH WALKER, plaintiff(s), et al.