

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE
MIDDLE DISTRICT OF ALABAMA, NORTHERN DIVISION

EDWARD BRAGGS, et al.,)
)
 Plaintiffs,)
)
 v.)
)
 JEFFERSON S. DUNN, in his)
 official capacity as)
 Commissioner of)
 the Alabama Department of)
 Corrections, et al.,)
)
 Defendants.)

CIVIL ACTION NO.
2:14cv601-MHT
(WO)

PHASE 2A CLASS CERTIFICATION ORDER

In accordance with the opinion entered today, it is
ORDER, JUDGMENT, and DECREE of the court that:

- (1) The motion for class certification (doc. no. 665) filed by the remaining plaintiffs asserting mental-health care Eighth Amendment and involuntary-medication due-process claims is granted in part and denied in part.
- (2) The motion is reserved for further

consideration in Phase 2B with respect to the Phase 2B medical-care claims.

- (3) Two classes are certified pursuant to Federal Rules of Civil Procedure 23(a) and (b) (2).
- (4) A mental-health care Eighth Amendment plaintiff class is defined and certified as consisting of "all persons with a serious mental-health disorder or illness who are now, or will in the future be, subject to defendants' mental-health care policies and practices in ADOC facilities, excluding the 13 work release centers and Tutwiler Prison for Women."
- (5) Plaintiffs Edward Braggs, Sylvester Hartley, Christopher Jackson, Brandon Johnson, Roger McCoy, Leviticus Pruitt, Jamie Wallace, and Robert Myniasha Williams are appointed as the representatives of the Eighth Amendment class.
- (6) An involuntary-medication procedural due-process plaintiff class is certified as consisting of "all persons with a serious

mental-health disorder or illness who are now, or will in the future be, subject to defendants' formal involuntary-medication policies and practices."

- (7) Plaintiff Quang Bui is appointed as the representative of the procedural due-process class.
- (8) No class is certified with respect to the involuntary-medication substantive due-process claim brought by plaintiff Bui. He will be allowed to pursue this claim individually.
- (9) No class is certified with respect to the involuntary-medication substantive and procedural due-process claim brought by plaintiff McCoy. He will be allowed to pursue this claim individually.
- (10) The Southern Poverty Law Center, the Alabama Disabilities Advocacy Program, and the law firm of Baker, Donelson, Bearman, Caldwell & Berkowitz are appointed as class counsel for

both classes under Federal Rule of Civil
Procedure 23(g).

DONE, this the 25th day of November, 2016.

/s/ Myron H. Thompson
UNITED STATES DISTRICT JUDGE