

Year	State	Jurisdiction Details	Award	Docs?	Staff/inmate Decision maker
2001	AK	State Court	1,400,000	S	Jury, Settlement
2002	AL	Federal, ND	90,000	S	Settlement
1998	CA	Federal	1,008,000	S	Settlement
2000	CA	Federal	1,180,000	S	Settlement
1991	CT	Federal	385,000	S	Jury
2000	DC	Federal	350,000	S,I	Jury
1999	DC	Federal	35,250	S	Jury
1994	DC	Federal	Injunctive	S	Judge

1995 FL	Federal	115,000	I	Judge
1992 GA	Federal	175,000	S	Jury, Settlement
2003 IA	Federal	47,500	S	Jury, Judge
2007 IL	Federal, SD	900,000	S	Settlement
IN	Federal, SD	150,000	I	Settlement
1983 LA	Federal, Appeals	380,000	I	Jury, Judge
2004 MA	Federal	675,000	S	Settlement
2000 MI	State Court	3,787,000	S,I	Settlement

1996 MO	Federal	50,000	S	Jury
2000 MO	Federal	2,200,000	S,I	Settlement
1982 MO	Federal	30,000	I	Jury, Judge
2007 MO	Federal	250,000	S	Jury, Judge
1997 NJ	Trial Court	253,220	S	Jury
1997 NY	Federal	450,000	S	Jury

2003 NY	Federal	195,000	S	Jury
2006 OH	Federal	658,067	S	Jury
2006 OR	Federal	9,000,000	S	Settlement
2006 OR	Federal	100,000	S	Settlement
2007 PA		35,000	S	Settlement
2004 TX	Federal	4,000,000	S	Jury
1999 TX	Federal	4,100,000	S	Jury
1997 TX	5th Circuit	1,100,000	S	Bench trial
2000 TX	Federal	1,005,000	S	Judge

1991 TX	Trial Court	250,000	I	Judge
2005	Federal	3,000,000	S	Jury

Number of Plaintiffs	Gender	Name/Source	Description
			5 female inmates were sexually assaulted at halfway house. Guard admitted assaulting them.
5 F		J.W. et al v. Alves Doe v. City of Homewood USDC ND AL, Case No. 00-C- 2948-5	The plaintiffs, Jane Doe, 32, and Janet Doe, 22, alleged that while incarcerated at the Homewood city jail in April and September 1999, guards forced them to perform nonconsensual sex acts. The plaintiffs claimed a history of such behavior at the jail. both by defendants Doug Crowder and Darrell Sykes and by 3 female inmates were beaten, raped, and sold for sex by guards. For instance, one officer demanded that one plaintiff show him her breasts or genitals in order to receive prison issued t-shirt. When she refused, plaintiff was not given t-shirt. Plaintiffs alleged officials were aware of assaults but did nothing when plaintiffs repeatedly begged for protection. In addition, after one of the plaintiff's official complaints became common knowledge, her cell door was opened while sleeping and 3 men beat, raped, and sodomized her. Her life was also threatened and she was informed that the attack was in retaliation for her complaint.
2 F			
3 F		Lucas v. White Cruz v. Vasquez, No. C9520776 (U.S.D.C. N.D. Cal.	Allegations of sexual abuse and rape of 56 female inmates by male guards.
56 F			
1 F		Baber v. McDonald	34-year-old female inmate sexually assaulted by male guard and suffered severe emotional distress. Unrebutted evidence showed that female inmate was subjected to continuous sexual harassment and abuse by prison workers and inmates including forced naked dancing, denial of library privileges due to refusal to have sex with librarian, and isolated confinement without underwear or mattress.
1 F		Daskalea v. D.C.	Facts were not in dispute that on three occasions over the course of a month where female inmate took part in strip shows and engaged in sexual relations with a guard, there were no supervisory persons present at the prison. Plaintiff female inmate claimed that these encounters were not consensual.
1 F		Newby v. D.C. Women Prisoners v. D.C.	Female prisoners alleged repeated physical and sexual assaults and sexual harassment by correctional officers.
CA	F		

3 M	LaMarca v. Turner	The inmates asked the court for declaratory and injunctive relief, as well as damages, alleging that their constitutional rights had been violated by the conditions of their confinement, including failure to protect them from physical and sexual assault by fellow inmates, inadequate ventilation, poor lighting, inadequate exercise, only three showers per week, no canteen privileges, and only limited use of the law library.
		Male guard raped 25-year-old female inmate and videotape shows guard sexually harassing plaintiff and another female. Plaintiff suffered psychological damage and mental anguish.
1 F	Isdell v. McBerry Riley v. Olk-Long	Female inmate took deputy to court. Deputy, a 17-year veteran of the office, pleaded guilty to sexual misconduct with an offender, and Black Hawk County agreed to pay a \$47,500 civil settlement.
1 F	C.P. v. O'Donnell	15 year old boy sent to St. Clair County juvenile custody center in 2005 and was sexually assaulted ("inappropriately touched" according to news source) by a guard
1 M		Following an Indiana federal district court's denial of summary judgment to the Marion County Sheriff, the Sheriff settled the matter by giving \$150,000
1 M	Merriweather v. Marion County Sheriff	The U.S. Court of Appeals for the Fifth Circuit upheld a U.S. District Court's award of punitive and compensatory damages to a plaintiff who was beaten and raped in jail. Defendants appeal asserted the evidence was insufficient to find in the Plaintiff's favor; they should have been immune from prosecution; and punitive damages were excessive and the trial court's standard for assessing them was wrong.
1 M	Stokes v. Delcambre, 710 F.2d 1120 (5th Cir. 1983) Roe v. Mojica	3 male guards raped female inmate on different occasions while 4th guard acted as a lookout. Inmate subsequently impregnated. Boston Globe described alleged crimes as "guard-inmate drugs-for-sex ring."
1 F	Anderson v. Dept of Corrections	Female prisoners in Michigan DOC facilities failed suit in state court regarding sexual assault and abuse among other mistreatment. A parallel federal suit was dismissed when the parties made settlement.
31 F		

Female inmate raped by guard. Other women testified they had sex with guards, were sexually assaulted, and were watched while showering and using the toilet. There was also testimony that the same guard had inappropriate sexual contact with another female inmate described as "mentally slow."

1 F  
Ware v. Jackson  
County  
In re: Texas  
Litigation

This was a class action prisoner § 1983 lawsuit pending in the U.S. District Court for the Western District of Missouri. Plaintiffs were Missouri prisoners who were transferred from Missouri state-penal institutions to jails in Texas pursuant to the "Texas Cell Lease Program," a contract between the Missouri Department of Corrections [DOC] and several Texas counties and a city whereby the Texas entities agreed to house and supervise the Missouri prisoners in exchange for money. Plaintiffs alleged violations of their constitutional rights due to a wide range of conduct which included beatings, dog attacks, rapes, and poor conditions of confinement.

CA F, M

Wade v. Haynes

Respondent was harassed, beaten and sexually assaulted by cellmates. Alleges his 8th Amendment rights were violated. Was appealed to Supreme Court, which held that the security guard held liable (other officials were not) could be responsible for punitive damages.

1 M

Plaintiff was repeatedly raped by prison staff member, filed under 1983 and awarded 250,000 plus costs and fees. State did not appeal but refused to pay, Missouri Court of Appeals affirmed.

1 M  
State ex rel.  
Cravens v. Nixon,  
234 S.W.3d 442  
(Mo.App.D. 2007)  
Collins v. Union  
County Jail

Male inmate raped by male guard. Inmate suffered no lingering physical damage, but suffered permanent psychological damage in form of posttraumatic stress disorder. Court noted that due to rape, plaintiff lost ability to function in normal mental state, suffers from frequent nightmares, flashbacks, difficulty sleeping, severe loss of self-esteem, and inability to trust others.

1 M

Mathie v. Fries,  
121 F.3d 808 (2<sup>nd</sup>  
Cir. 1997)

1 M

County jail security director sexually abused a male prisoner.



	Morris v. Eversley, 282 F.Supp.2d 196 (SDNY 2003)	Inmate was sexually assaulted by guard while she slept. She collected DNA, which was later tested and confirmed to be guard's.
1 F		Male correctional officer grabbed female plaintiff's breast and ran his hand over plaintiff's fully clothed and blanketed breast and crotch area. Plaintiff also alleged she was digitally raped. Plaintiff alleged her placement in solitary confinement was retaliatory and she was denied adequate medical care.
1 F	Ortiz v. Bright Dunn v. City of Eugene	Unknown plaintiffs filed a Federal civil rights complaint against the City of Eugene, Oregon, claiming that Eugene Police Officer Roger Magena and other unnamed officers engaged in a pattern of sexual misconduct reported by citizens, due to insufficient supervision on evening shifts. A \$900,000 settlement (the largest in Eugene's history) in favor of the plaintiffs was reached after the U.S. District Court for the District of Oregon issued a strongly worded 39 page order upholding their liability claims.
6 F	DHM v State of Oregon (06-127 MA v State of Oregon)	This case was combined with several others filed by youth detained in Oregon juvenile system (OYA) alleging sexual abuse and other staff abuse. All parties eventually settled.
1 M	Lambert v. Ruan, USDC, WD PA, Case No: 96-247	Plaintiff was sexually assaulted by two male staff and videotaped nude by female guard, said PDOC fostered a culture of sexual abuse.
1 F	Shirley, et al v. Miller, et al	Male guard Michael Miller raped female inmate in supply room at prison work camp. Damages based on finding that guard had committed rape and violated her civil rights.
1 F	"A" and "B" v. Ament, Cause No. A98-CA-503	Two female prisoners were raped within one week of each other by parole officer Taylor during pre-release interview. Officer told inmate he was a Desert Storm participant who had been trained as a sniper and explosives expert and threatened her family should she report the incident.
2 F	Downey v. Denton County, Tex., 119 F.3d. 381 (5th Cir. 1997)	Female prisoner raped by male guard while alone in locked, isolated room for two hours. Prisoner gave birth to child as result.
1 F		33-year-old female inmate continuously sexually assaulted by 37-year-old male chief of security for 1 year. Plaintiff threatened with adverse treatment if she resisted.
1 F	Shotwell v. Swint	

City of Waco v.  
Hester

1 M

Hester claimed to have been threatened and intimidated before being raped by another inmate while in jail. Afterwards, Davis threatened to kill Hester if he told anyone.

1 F

Female inmate touched in sexual manner and propositioned by sheriff's deputy after being arrested. Inmate was sexually massaged by sheriff's deputy, who also offered her freedom in exchange for sexual favor.

## Notes

Guard also received prison term of 22 years. There was evidence of his past misconduct, but company did not check his past before hiring him.

Settlement became public because news report on use of public funds.

Bureau of Prisons agreed to improve its sexual harassment and assault policies by expanding sexual harassment training program, providing immediate medical and psychiatric care for assaulted inmates, and developing confidential system of reporting attacks to protect against retaliation.

Defendant defaulted on plaintiff's civil rights claim, but plaintiff received directed verdict on issue of damages. Defendant fired for reasons directly related to attack. Mental and emotional distress enough under 1983. Lasting physical injury not required.

One female inmate testified that she was beaten by guards for refusing to take part in strip shows. Another female inmate "testified without contradiction that she participated in the dancing against her will out of fear of physical retaliation from prison guards if she refused." Court noted that, considering that these incidents occurred seven months after Women Prisoners, the District has done little to implement the remedial steps stipulated by that opinion. Also, the same naked dancing incidents were at issue in Daskalea.

Injunctive relief including promulgation of sexual harassment policy.

A class action suit that resulted in monetary damages for three plaintiffs

Defendant guard was prosecuted for rape and sexual contact with a prisoner, but was found guilty of sexual contact only. Defendants denied plaintiff's rape allegation, contended that training and prevention measures were adequate, and that guard was not involved in any similar incident prior to the subject incident. Jury awarded 334,432 but parties settled for 175,000

8th Circuit upheld on appeal the jury decision

Pre-trial juvenile placed in county adult jail juvenile wing instead of juvenil facility and assaulted and raped by 4 other detainees

Inmate impregnated. Jail officials denied any wrongdoing.

Jurors felt that guards were breaking rules of conduct at jail, but nothing was done to discipline them. Appeals Court affirmed entry of judgment in favor of inmate. Appeals Court noted that county's deliberate indifference was shown by its failure to adequately discipline guard when there was ample evidence that inmate was put at risk.

Guard pleaded guilty and was fired. New Jersey Supreme Court held that debilitating psychological disorder caused by rape constituted permanent loss of bodily function pursuant to Tort Claims Act.

Guard also convicted of aggravated sexual assault and 4 related charges in criminal trial. Guard sentenced to 12.5 years in prison and ordered to pay \$207,175 in restitution.

Taylor resigned from the prison in November 1996. He was charged with criminal sexual assault and found not guilty.

Judgement against county for 100,000 and assailant for 1,000,000 under state tort claims, not 1983. Decision affirmed on appeal to 5th circuit

