

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF KENTUCKY
AT LOUISVILLE

DAVID LYNN MEADOR, ET AL

PLAINTIFFS

v.

CIVIL ACTION NO. 3:97CV-837-S

LUTHER LUCKETT CORRECTIONAL COMPLEX, ET AL

DEFENDANTS

MEMORANDUM OPINION AND ORDER

This matter is before this Court on the Motion of the Defendants for Summary Judgment as to all claims of all Plaintiffs. We treat Plaintiff Meador's Motion to Strike as his response to that motion. The remaining Plaintiffs did not respond.

After reviewing Plaintiffs' allegations, we fail to see any difference between the double-celling in this case and the double-celling in *Rhodes v. Chapman*, 452 U.S. 337 (1981). Plaintiffs are not denied the "minimal civilized measure of life's necessities." *Id.* at 347. "To the extent that such conditions are restrictive and even harsh, they are part of the penalty that criminal offenders pay for their offenses against society." *Id.*

IT IS HEREBY ORDERED AND ADJUDGED that the Motion of the Defendants for Summary Judgment is **GRANTED**. The complaint is dismissed with prejudice with regard to all claims of all Plaintiffs.

This ____ day of _____, 1998.

CHARLES R. SIMPSON III, CHIEF JUDGE
UNITED STATES DISTRICT COURT

cc: Counsel of Record
Pro Se Plaintiffs