

# **EXHIBIT 4**

## **Declaration of Warden R. Washburn**

**IN THE UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF GEORGIA  
COLUMBUS DIVISION**

WILHEN HILL BARRIENTOS, et al.,

Plaintiffs,

v.

CORECIVIC, INC.,

Defendant.

Civil Action No. 4:18-cv-00070-CDL

**DECLARATION OF WARDEN R. WASHBURN**

I, Russell Washburn, hereby state the following based upon my personal knowledge, make the following Declaration:

1. I am over the age of 18 years and competent to testify to the matters set forth in this Declaration.

5. Many of the COVID-19 protocols and practices that were described in my April 10, May 3, May 7, and May 27, 2020 Declarations in the matter of (M.D. Ga. No. 7:20-cv-00062-CDL-MSH) and about which I provided testimony to the Court on April 10, 2020 are still in place at the Stewart Detention Center.

6. While SDC has current capacity of 2,040 ICE detainees, on April 12, 2021, the facility was operating at approximately 14% of that capacity, with only 289 ICE detainees present at the facility.

7. Due to the low-capacity rate, only 11 of the 27 housing pods are open. Four of those 11 open housing pods are for new arrivals, who are placed on a 14-day COVID-19 quarantine.

8. The most recent positive detainee test result was on March 22, 2021. Since the beginning of the COVID-19 pandemic 132 staff and 560 detainees at SDC have tested positive for COVID-19.

9. In addition to reduced capacity, the length of time between a detainee's reception and discharge at the facility has reduced dramatically.

10. The Georgia Department of Public Health has allocated 2180 doses of the Moderna COVID-19 vaccine to the Stewart Detention Center. Dispensing instructions are that dose one and dose two of the vaccine must be administered a minimum of 28-days apart from each other. Further, a person receiving the vaccine is not considered fully-vaccinated until 15 days following the second administration of the vaccine.

11. Between receipt of the vaccine and April 8, 2021, SDC administered the vaccine to 173 facility personnel (166 have received both doses); and 380 ICE detainees (80 received a second dose). In addition, 700 doses were transferred to another correctional facility in Georgia,

to ensure that it was used within the recommended time period. As of April 8, 2021, SDC had 680 doses of the vaccine in its inventory.

12. To ensure that the vaccine issued is used before it expires, SDC now offers it to detainees during their intake medical screenings.

13. Further, all newly received detainees are housed separately and are not permitted contact with any other detainee for 14-days following their arrival at the facility. The purpose of this is to limit the possibility that a detainee arriving at SDC from another facility, can introduce COVID-19 from another facility.

14. The reason so few detainees have received the second dose, is that most are discharged from SDC less than 28-days after they receive the first dose. Detainee discharges are not delayed because a detainee has not completed the full vaccination process. Rather, detainees who are discharged are provided with the record of the first dose of the vaccine they received, advised, and provided and other appropriate documentation so that he she may seek the second dose from another provider.

15. Of the 289 detainees at SDC on April 12, 2021, 200 of them (69%) have been offered the COVID-19 vaccine. Of those current detainees, more than one in five of those offered it (41 detainees), have refused any COVID-19 vaccine. On April 12, 2021, 17 detainees (5.8%) were offered the vaccine and agreed to receive it; their vaccine is scheduled to be administered on April 13, 2021. Of the current detainees who have been received the vaccine, 89 detainees (30.8%) have received only the first dose, and 53 (18.3%) have received the first and second doses. Twenty-six (26) detainees (8.9%) currently at SDC are deemed fully vaccinated, meaning, they received the second dose more than 15 days ago.



entrance, check point, five housing units (both dormitory and cell-style), the main hallways outside of the housing units (including the commissary window), chow hall, main hallways, intake, pill line window, and the medical unit.

25.

31. While the current trend of downward COVID-19 cases gives us encouragement that we are making strong movement in the right direction with respect to this pandemic, I am deeply concerned that any change would put the facility back at a positive risk for heightened COVID-19 infections. Absent full vaccination of all SDC staff and detainees, any inspection of

[REDACTED]