



U.S. DEPARTMENT OF JUSTICE
Federal Bureau of Prisons
Metropolitan Correctional Center

*150 Park Row
New York, New York 10007*

January 22, 2021

The Honorable Edgardo Ramos
United States District Judge
Southern District of New York
Thurgood Marshall United States Courthouse
40 Foley Square New York, NY 10007

Re: *Cesar Fernandez-Rodriguez, et al. v. Marti Licon-Vitale*
Civil Action No. 20 Civ. 3315 (ER)

Dear Judge Ramos:

As promised in my May 29 letter to the Court, please find the following information:

- The number of inmates tested for COVID-19 and the number who have tested positive since the last report (January 8); **There have been 210 tested, and 4 inmates have tested positive.**
- The number of inmates who MCC medical staff has determined to have symptoms of COVID-19 since the last report and confirmation contact tracing investigations have been completed (or are underway) for each of them; **No inmates have been determined by medical staff to have symptoms of COVID-19.**
- The current number of inmates in isolation for suspected or confirmed COVID-19 infection; **1**
- The number of staff who have informed MCC they tested positive for COVID-19 since the last report, and confirmation contact tracing investigations have been completed (or are underway) for each of them; **Four employees have informed MCC that they tested positive. Contact tracing has been completed for 2 of the staff, the other 2 staff were not in the institution for 14 days prior to testing positive.**
- Confirmation handwritten and electronic sick call requests are being reviewed daily and inmates are being timely scheduled for medical appointments based on medical need and staff resources; **Yes, they have been reviewed by medical, the Associate Warden and myself daily.**

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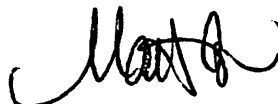
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- Confirmation hygiene and cleaning supplies have been distributed in all inmate units since the last report; **Yes.**
- The number of MCC inmates released pursuant to: compassionate release, full term release, Good Conduct Time release, and MCC referrals to home confinement or a residential reentry center since the last report; **6**
- A redacted list of inmates who have been denied home confinement, and the justifications for those denials, since the last report. **2 have been denied. There was one denial because he was pre-trial and one because of current violence and recidivism score.**

I would like to point out that on January 19, 2021, MCC NY received its first shipment of the vaccine. We have completed vaccinating staff and inmates at MCC NY with the allotment we received. We did not receive enough of the vaccine to vaccinate all of the inmates. We have been following the BOP's guidance on vaccinations and I have attached a copy here. MCC NY has not been notified when they will receive the next round of vaccines but mostly likely it will be after the second dose of the first round has been received.

My next update will be on February 5, 2021. I thank the Court for its attention to this significant matter.

Respectfully submitted,



M. Licon-Vitale
Warden
MCC New York