

an additional 25 rapid test cassettes each week. Further, staff at Elkton have attempted to order test swabs and all of their sources for ordering test swabs are back-ordered until July or August. Staff at Elkton have tested 37 inmates using their supplies. Additional inmates have been tested by outside hospitals.

II. INFECTION RATES AT ELKTON

Here is a current breakdown of FCI vs. FSL COVID-19 infections per population:

Facility	Population	Isolation	Suspected	Resolved	Confirmed
FCI	2032	118	132	67	47
FSL	393	56	75	57	12

Respondents note that while there are more inmates identified as “Suspected” than in “Isolation”, all inmates suspected of COVID-19 were isolated from general population. The category of “Isolation” came later when a separate isolation unit was created. Respondents note that positive tests can be compared to other BOP facilities at <https://www.bop.gov/coronavirus/> However, Respondents are unaware of any comparison with other local, state, and federal detention facilities.

III. ADDITIONAL RELEVANT CASE LAW

Additionally, undersigned counsel became aware of the following persuasive case law regarding the exhaustion of administrative remedies and granting of relief after filing its response and hereby provides the citation to the Court for its consideration: *Edward Nellson v. Warden J. Barnhart, et al.*, No. 20-cv-00756-PAB (D. Col. Apr. 16, 2020) (attached as Ex. D).

(Signatures on following page)

Respectfully submitted,

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