

Email Correspondence

From: [REDACTED]
Sent: Saturday, February 20, 2016 5:16 PM
To: LaDoris Cordell; CustodyOpCommission
Subject: Jail releases alzheimer's patient alone

FYI, [REDACTED] (use: cntrl+right click to follow the link)



I-Team: Jail releases Alzheimer's patient alone, dies on I-880

KGO-TV-Feb 19, 2016

Now the **Santa Clara County Sheriff's** Office says despite what Pavlov was told by that front desk deputy, Matyssik had not been released. In fact

...

US Mail Correspondence

P.A.C.T,

My name is [REDACTED]
and I'm currently incarcerated in Santa Clara D.O.C. - Main Jail.
The purpose of this letter is to expose the Civil Rights
Violations I've experienced and continue to experience while
incarcerated. Also to seek your support to be a voice for
us inmates.

My Criminal History - Grand Theft, possession of firearms,
Felonv evading, Taking Vehicle without owner consent & forgery.
I'm finishing up a 5 year with 1/2 sentence for 10851. V.C
and 470(d) P.C. My release date is MAY 26, 2016. I've been
incarcerated in Pelican Bay, Corcoran, Folsom C.C.F, Duell Vocational
Institute and San Quentin State Prison. Butte, Yuba, San Joaquin,
Stanislaus, San Francisco, Alameda and Santa Clara County Jail. Out of
all my 20 years of incarceration, I've never received a write-
up, or disciplinary punishment until my current stay here in
Santa Clara.

Since 11-5-13, I've experienced several Civil Rights violations
which I'm currently engaged in Federal and State Court. The
issues:

- ① Medical negligence - State - Santa Clara Civil Division - Case # [REDACTED]
- ② Over-crowded conditions - Writ or Habeas - State - Santa
Clara Criminal - Case # [REDACTED]
- ③ 1st Amendment - Petition Government for Redress of Grievances /
Retaliation - Case # [REDACTED]
Federal Court [REDACTED]

I've been Threatened with physical Harm, discriminated AGAINST and Retaliated AGAINST FOR Seeking PRISON REFORM Activities. I'm a Pro-People / Pro-Justice Litigator on ALL cases, I've exhausted ALL Administrative Remedies and my cases are AT Summary Judgment stages. County Counsel attempted to settle yet I denied, and I'm demanding \$750,000.00 for each case OR \$750,000.00 FOR ALL cases.

I've sought the help of many attorneys with NO avail. I've done my homework and out of over 300 case law, all are in my favor. I'm asking for you to put this out on social media to gain support #INMATE LIVES MATTER.

Sincerely

Mr. [REDACTED]

SANTA CLARA D.O.C. - MAIN JAIL
150 WEST Hedding ST.
SAN JOSE, CA 95110-1718

[REDACTED]
2-7-16

I give you full permission to share this with any interested parties.

[REDACTED]
2-7-16

COPY - keep

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[REDACTED]
SANTA CLARA DEPT. OF CORRECTION
150 WEST HEDDING ST.
SAN JOSE, CA 95110-1718

PLAINTIFF

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

[REDACTED]

PLAINTIFF

CASE NO: [REDACTED]

VS.

SANTA CLARA DEPT. OF CORRECTIONS, et al

SANTA CLARA DEPARTMENT OF CORRECTIONS (DEFENDANTS) HAVE VIOLATED PLAINTIFFS WELL-ESTABLISHED STATUTORY AND CONSTITUTIONAL RIGHT OF THE FIRST AMENDMENT. RIGHT TO PETITION GOVERNMENT FOR REDRESS OF GRIEVANCES BY RETALIATORY DISCIPLINARY ACTIONS. (FAULKNER VS. MC LOCKLIN 727 F.SUPP 486. 490 (N.D IND. 1989)); (UNITED STATES VS STOTTS 925 F2d 83 (4th CIR 1981)); (HARROD VS. HALLFORD 773 F2d 234 (8th CIR 1985) CERT. DENIED 476 U.S 1143. (1986) (RAMOS VS LAMMI 639 F2d 559 582 (10th CIR 1980) CERT DENIED 450 U.S 1041 (1981)). (GUAJARDO VS. FSTELLE 580 F.2 748 759 (5th CIR 1978)).

1 PLAINTIFF OUTGOING MAIL WHEN SENT TO GOVERNMENT AGENCIES
2 OR OFFICIALS AS A GRIEVANCE OR COMPLAINT IS PROTECTED BY THE FIRST AMEND-
3 MENT RIGHT TO PETITION GOVERNMENT FOR REDRESS OF GRIEVANCES AND ACCESS
4 TO COURTS. SANTA CLARA DEPT. OF CORRECTIONS POLICY AND PROCEDURES PERMIT
5 PLAINTIFFS TO CORRESPOND TO OR FROM PERSONS AND ORGANIZATIONS INCLUDING
6 BUT NOT LIMITED TO COURTS, COUNSEL, OFFICIALS OF A CONFINING AUTHORITY
7 STATE AND LOCAL AGENCY OFFICERS, GRIEVANCE SYSTEM ADMINISTRATORS OR
8 PUNISHING AUTHORITY, MEDICAL PROFESSIONAL & RELIGIOUS INSTITUTIONS.

9
10 PLAINIFF MAY CORRESPOND CONFIDENTIALLY WITH STATE AND FEDERAL
11 COURTS ANY MEMBER OF THE STATE BAR OR HOLDER OF PUBLIC OFFICE,
12 THE STATE BOARD OF CORRECTIONS FACILITY ADMINISTRATOR OR THE FACILITY
13 ADMINISTRATOR. ON DECEMBER 30TH, 2014, I SUBMITTED A GRIEVANCE
14 # [REDACTED] REGARDING TRUSTEE POSITIONS IN 7-B DISCRIMINATINGLY AND
15 ETHNICALLY UNBALANCED CORRECTIONAL OFFICER [REDACTED] WOULD ONLY HAVE
16 HISPANIC TRUSTEES. I SENT THE GRIEVANCE VIA "INDISCREET CONFIDENTIAL
17 LEGAL MAIL." ON JANUARY 2ND 2015 I RECEIVED GRIEVANCE # [REDACTED]
18 WITH A THREAT THAT IF I SEND A GRIEVANCE IN THAT MANNER
19 I WILL RECEIVE A MAJOR RULE INFRACTION. FOLLOW THE PROPER
20 GRIEVANCE PROCEDURE.

21
22 ON JANUARY 9TH 2015, WRIT OF HABEAS CORPUS [REDACTED] WAS
23 DENIED FOR FAILURE TO EXHAUST ADMINISTRATIVE REMEDIES. I SUBMITTED 10
24 GRIEVANCES REGARDING VARIOUS CONDITIONS OF CONFINEMENT YET FAILED TO SUB-
25 MIT AN APPEAL LETTER TO THE DIVISION COMMANDER REGARDING DENIED GRIEVANCES.
26 ON JANUARY 18TH 2015, I WROTE AN APPEAL LETTER TO THE DIVISION COMM-
27 ANDER VIA INDISCREET, CONFIDENTIAL LEGAL MAIL. I RECEIVED A MAJOR RULE INFRA-
28 CTION FOR DISOBEYING A WRITTEN OR VERBAL ORDER FROM STAFF AND PRESEN-

1 things false information or lying to staff. [Please note I'm indigent and a
2 pro-per plaintiff in several civil rights lawsuits]. The content of
3 the letter was an appeal to denied grievances which Superior Court
4 Judge Julia Allogriamento directed me to appeal in order to exhaust
5 administrative remedies.

6
7 Pursuant to Santa Clara Dept. of Corrections - Policy and Procedures section
8 14.05.7(a) states: "I may elect to write the Division Commander or the Chief
9 of Corrections confidentially." Santa Clara Dept. of Corrections inmate orientation
10 and rulebook page 5.66 permits me to correspond confidentially and that
11 no employee may retaliate against me in any way for making a complaint
12 regarding any violation of these rules section 14.05.2(e) states. Inmates
13 filing grievances relating to conditions of confinement are required to
14 exhaust all available administrative grievances/appeal procedures before
15 applying to the courts.

16
17 Santa Clara Dept. of Corrections Policy and Procedures section 14.01
18 states "It is the policy of the Department to provide inmates with access
19 to the courts and legal services as may be necessary to safeguard their
20 statutory and constitutionally mandated rights. No reprisals or penalty
21 will be imposed on any inmate because of the inmates decision to
22 seek judicial relief for any matter, including conditions of confinement
23 or treatment by staff." section 14.03 states it is the policy of the Depart-
24 ment of Corrections to recognize and protect inmates rights relative
25 to their confinement and consistent with their status. Inmates
26 seeking judicial or administrative redress will not be subjected
27 to reprisals or penalties as a consequence section 14.03-3

1 IT IS WELL-SETTLED THAT PRISONERS HAVE A CONSTITUTIONALLY PROTECTED
2 RIGHT OF ACCESS TO THE COURTS, WHICH IS SUBSUMED UNDER THE FIRST AMEND-
3 MENT RIGHT TO PETITION THE GOVERNMENT FOR REDRESS OF GRIEVANCES, WHICH
4 ALSO ENCOMPASSES THE FILING OF INMATE ADMINISTRATIVE APPEALS. (SEE
5 *SPROUSE VS BABCOCK* 870 F2d 450 (8th CIR 1989)) SANTA CLARA DEPT OF
6 CORRECTIONS DEFENDANTS PENALIZED PLAINTIFF FOR SEEKING AND FILING
7 ADMINISTRATIVE GRIEVANCES AND APPEALS.

8
9 THE RIGHT TO PETITION APPLIES WITH EQUAL FORCE TO A PRISONERS
10 RIGHT TO SEEK REDRESS FROM ALL BRANCHES OF GOVERNMENT. IN THE
11 PRISON CONTEXT, INMATES MUST BE PERMITTED FREE AND UNINHIBITED
12 ACCESS TO BOTH ADMINISTRATIVE AND JUDICIAL FORUMS FOR THE PURPOSE
13 OF SEEKING REDRESS OF GRIEVANCES AND COMPLAINTS AGAINST JAIL
14 OFFICIALS. THE COURTS HAVE HELD THAT THE INTENTIONAL OBSTRUCTION
15 OF THE RIGHT TO SEEK REDRESS OF GRIEVANCES IS PRECISELY THE
16 SORT OF OPPRESSION THAT FEDERAL CIVIL RIGHTS 42 U.S.C § 1983 IS
17 INTENDED TO REMEDY. DELIBERATE RETALIATION BY JAIL OFFICIALS AGAINST
18 PLAINTIFFS EXERCISE OF HIS RIGHTS IS ACTIONABLE. (SEE *FRANCO VS*
19 *KELLY* 854 F2d 584, 589 (2nd CIR 1988)).

20
21 RETALIATORY DISCIPLINE FOR THE EXERCISE OF A CONSTITUTIONALLY PROTECTED
22 RIGHT IS IMPERMISSIBLE. JAIL OFFICIAL MAY NOT RETALIATE AGAINST PLAINTIFF
23 FOR PURSUING REDRESS WHICH VIOLATES THE 1ST AND 14th AMENDMENTS. (SEE
24 *COLON VS COUSHLIN* 58 F3d 865, 872 (2nd CIR 1995)). (ALSO SEE
25 *GRAHAM VS HENDERSON* 89 F3d 75, 79 (2nd CIR 1996)). PLAINTIFF HAS
26 A RIGHT TO BE FREE FROM THE FILING OF FALSE OR ARBITRARY DIS-
27 CIPLINARY CHARGES IN RETALIATION FOR THE EXERCISE OF CONSTITUTIONALLY
28 PROTECTED RIGHTS. (*PRATT VS ROWLAND* 65 F3d 802, 807 (5th CIR 1995)).

1 The U.S. Supreme Court has unequivocally admonished that
2 even minimal infringement upon 1st Amendment values constitutes
3 irreparable injury sufficient to justify injunctive relief. It is
4 clear therefore that 1st Amendment interests were either
5 threatened or in fact being diminished for even minimal periods
6 unquestionably constitutes a violation of Plaintiff's right. The
7 right to petition the government for redress of grievances
8 in both judicial and administrative forums is among the most
9 precious of the liberties safeguarded by the Bill of Rights.

10
11 Plaintiff seeks monetary damages in all three civil rights
12 cases in the amount of \$1,750,000⁰⁰. The foregoing is true and
13 correct to the best of Plaintiff's knowledge. Signed under penalty
14 of perjury on May 19th 2015

15
16
17 [Redacted Signature]
18 [Redacted]
19 [Redacted]
20 Plaintiff 5-19-15

8-3-14

~~COPY - KEEP~~

Santa Clara D.O.C. - Chief

ON 6-3-14, Inmate [REDACTED] BK# [REDACTED] / PPN# [REDACTED] received an inmate infraction for MAJOR Rule violation #2-11, disobeying a written or verbal order from staff. SGT. Gillette # [REDACTED] told MR. [REDACTED] to no longer call Internal Affairs regarding a medical issue and prior grievances filed by MR. [REDACTED]. I, [REDACTED] disregarded SGT. Gillette verbal order and called Internal Affairs twice regarding disposition of my medical case. I signed a medical release form to Internal Affairs agent Linda Kowell back in January 2014.

Santa Clara Department of Corrections Inmate Orientation and Rule Book stated that I may call, confidentially the Internal Affairs office and that no employee may retaliate against me in any way for making a complaint regarding any violation of these rules - conditions of confinement.

First Amendment - Retaliation Claim

I was punished for calling Internal Affairs, given disciplinary isolation for 8 days, removed from minimum compound R.C.P and placed in M-5 lockdown which I'm still assigned to this day. Calling Internal Affairs would be protected conduct, disciplinary charges would be adverse action and there is a causal connection between the calling and filing grievances to Internal Affairs.

Seeking Injunctive and Monetary Damages. Grievance
was Filed And I exhausted my Administrative
Remedies, file # [REDACTED], [REDACTED], [REDACTED]

Honorable EDWARD F. COE, ACLU, STANFORD LAW SCHOOL
Re SAN JOSE MERCURY NEWS, Board of Supervisors
And United States District Court. Have received notice
of this issue.

Sincerely,

MA. [REDACTED]

X

8-3-14

copy - keep

8-19-14

OFFICE OF THE SHERIFF
ATTN: LAURIE SMITH

USDC [REDACTED]

My name is [REDACTED] and I'm currently incarcerated in Santa Clara County Jail. The purpose of this letter is to inform the public regarding the constitutional violations this department continues to practice.

First, on 6-3-14, I was given a major rule infraction violation # 2.11 Disobeying a written or verbal order from staff. The reason, calling internal affairs office of the Sheriff regarding medical complaints, and prior grievances filed with this department. Back in January 2014, I signed a medical release form to internal affairs agent Linda Kowallis, in order for them to follow-up on my complaint. I was removed from a rehabilitative program R.C.P. - Re-entry Corrections Program and placed in M-5 lockdown and received disciplinary isolation for 8 days.

The Santa Clara Department of Corrections Inmate Orientation and Rulebook states on page 6, "Confidentially calling or writing the office of the Sheriff - Internal Affairs - [address given]; then it states in bold black type, "No employee may retaliate against you in any way for making a complaint regarding any violations of these rules." Also the 1st Amendment of the Federal Constitution states that I may "petition the government for redress of grievances. see also Silva vs. Divittorio (9th Cir 2011), first amendment principle that prison officials may not retaliate against or harass prisoner because of his exercise of his right of access to courts, applies even where action taken in retaliation would be otherwise permissible. USCA 9th Cir Amend 1 Escobar vs Reid (D. Colo 2009).

The right of meaningful access to the courts extends to established prison grievance procedures. Valandingham vs. Boyerquez (9th Cir 1989). Hines vs. Gomez (N.D. Cal 1994). The government

TO WHICH THE FIRST AMENDMENT GUARANTEES A RIGHT OF
REDRRESS OF GRIEVANCES INCLUDES THE PRISON AUTHORITY, AS
IT INCLUDES OTHER ADMINISTRATIVE ARMS AND UNITS OF GOVERN-
MENT. SORANNO'S CRASCO INC. VS MORGAN (9TH CIR 1989).

I've exhausted my administrative remedies by filing
(4) GRIEVANCES REGARDING THIS ISSUE TO NO AVAIL. SEE
GRIEVANCE TRACKING # [REDACTED] & [REDACTED]. SEE ALSO
CIVIL RIGHTS OF INSTITUTIONALIZED PERSONS ACT, SECTION 6, 42 USC
1997(d)

Second issue of importance is the Department's practice
of placing inmates in "Safety Cells" or "Cold Rooms," for
disciplinary purposes. The Penal Code and State Constitution
expressly prohibit all cruel and unusual punishment. Additionally,
the following limitations on disciplinary actions are listed
below * 6 "In no case shall a Safety cell be used for
disciplinary purposes." - Santa Clara Dept. of Corrections
Inmate Orientation & Rulebook, page 26-27, 40-41. Hundreds
of cases of this nature exist on a regular basis in
which I'm also a victim of this violation.

Sincerely,

MR. [REDACTED]

701 S. Abel St
Milpitas, CA 95035

8.19.14

From: COB Reception
Sent: Tuesday, February 23, 2016 4:30 PM
To: CustodyOpCommission
Subject: Blue Ribbon Commission Correspondence-[REDACTED] 2.22.2016
Attachments: Blue Ribbon Commission Correspondence-[REDACTED] 2.22.2016.pdf

Good afternoon,

- *The Clerk of the Board's Office received the attached correspondence. This document is being forwarded to you for appropriate action. The original document will be on file in the Clerk of the Board's Records Unit for a maximum of 2 years from the date received.*

Thank you,

Lori Nunez
Board Records Assistant II
Office of the Clerk of the Board
70 W. Hedding Street, East Wing, 10th Floor
San Jose, CA 95110
(408) 299-5001

February 2016

Blue Ribbon Commission on Improving Custody Operations
County of Santa Clara
70 W. Hedding Street, 10th Floor
San Jose, CA 95110

BD.SUP.*16FEB22PM 4:55

Dear Blue Ribbon Commission:

Enclosed are documents from inmate [REDACTED] detailing his ongoing problems with classification throughout his four years of solitary confinement in Santa Clara County Main Jail. Contents include an inmate request form for reclassification, his grievances to classification, an appeal letter, and a response from the Classification Unit Lieutenant.

Mr. [REDACTED] sends these on in hopes to facilitate progress towards equal rights for inmates in the Santa Clara County correctional system.

Thank you for your time and consideration.

INMATE REQUEST FORM

INMATE NAME: [REDACTED] DATE 11-22-15
 CEN [REDACTED] PFN: [REDACTED] HOUSING UNIT: 2-EAST-E-DORM #205

1. CONTACT REQUEST: OUTSIDE AGENCY

DISTRICT ATTORNEY
 PUBLIC DEFENDER
 ADULT PROBATION
 STATE PAROLE
 OTHER SPECIFY: _____

NATURE OF REQUEST _____

2. CONTACT/INFORMATION: INSIDE FACILITY

CLASSIFICATION SECTION	INMATE SERVICE DIRECTOR	PROGRAMS DIRECTOR	ADMINISTRATIVE BOOKING	OTHER
<input type="checkbox"/> REHOUSING	<input type="checkbox"/> COMMISSARY	<input type="checkbox"/> LAW LIBRARY	<input type="checkbox"/> RELEASE DATE	<input type="checkbox"/> CHAPLAIN
<input type="checkbox"/> TRUSTEE	<input type="checkbox"/> MONEY ACCOUNT	<input type="checkbox"/> A.A.	<input type="checkbox"/> CHARGES	<input type="checkbox"/> FOOD SERVICE
<input checked="" type="checkbox"/> RECLASS.	<input type="checkbox"/> MAIL	<input type="checkbox"/> FRIENDS OUTSIDE	<input type="checkbox"/> BAIL	<input type="checkbox"/> BAIL BONDS
<input type="checkbox"/> WWP	<input type="checkbox"/> LOST PROPERTY	<input type="checkbox"/> OTHER: SPECIFY BELOW	<input type="checkbox"/> NEXT COURT DATE	<input type="checkbox"/> OTHER: SPECIFY BELOW
<input type="checkbox"/> PSP	<input type="checkbox"/> LOST CLOTHING			

NATURE OF REQUEST: BEEN HOUSED IN SOLITARY CONFINEMENT SINCE 1-12-2012. WHAT'S REASON FOR MY CURRENT CUSTODY LEVEL AND WHEN CAN I BE REHOUSED TO GENERAL POPULATION? FOR I FEEL THAT I HAVE BEEN IMPROPERLY CLASSIFIED. THANK YOU.

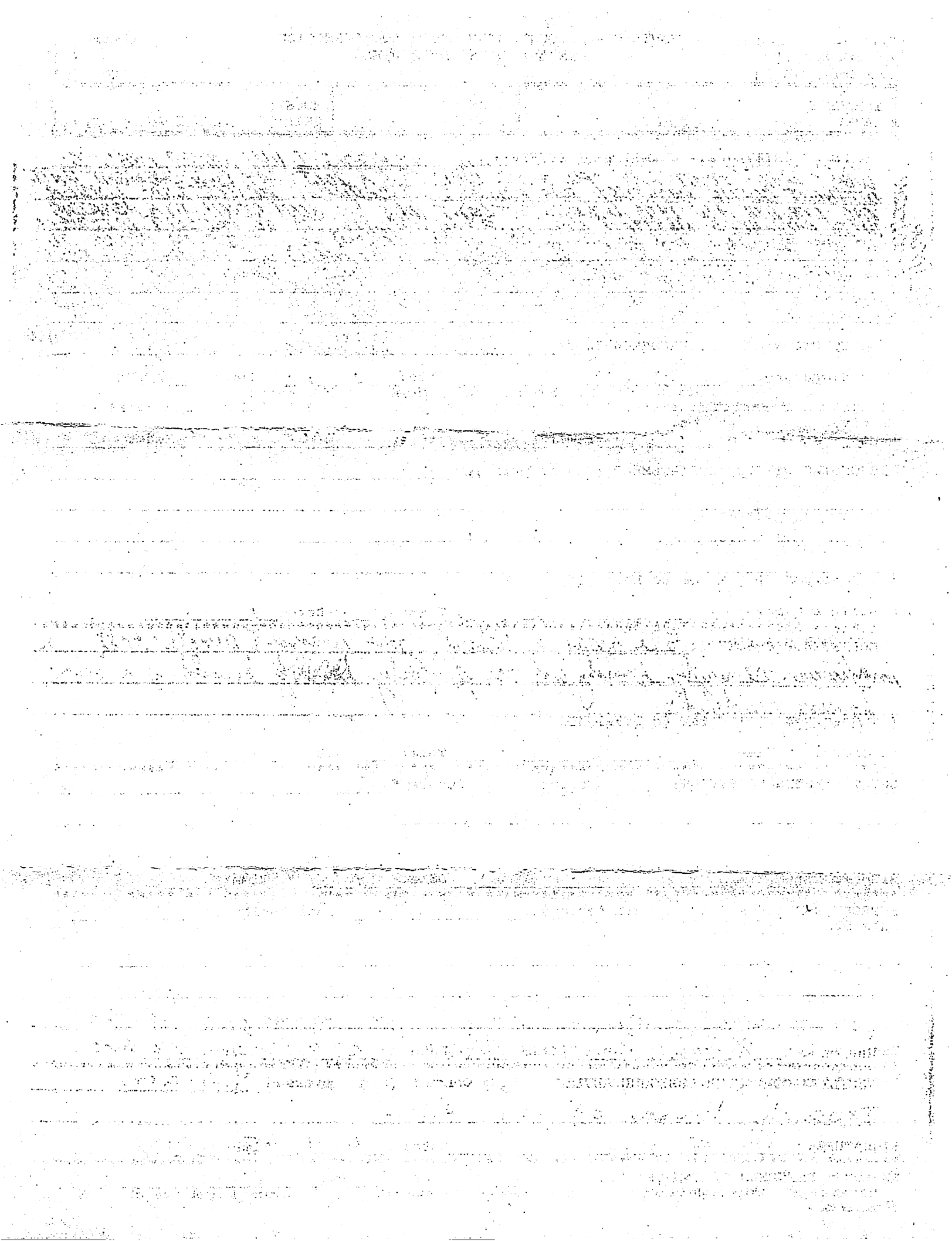
3. ACTION TAKEN/RESPONSE

RESPONSE BELOW
 REQUEST FORWARDED OUTSIDE FACILITY
 REQUEST DENIED SEE EXPLANATION
 CANNOT BE ACTED ON AT THIS TIME
 PREVIOUS REQUEST IN PROGRESS

EXPLANATION/RESPONSE: WILL FORWARD YOU ARE APPROPRIATELY HOUSED FOR SAFETY AND SECURITY REASONS.

61 units #1362

OFFICER SIGNATURE: [Signature] BADGE # 2441 DATE 11/22/15 TIME 0711



Main Jail []
Main Jail South [X]
North County Jail []

#03

SANTA CLARA COUNTY DEPARTMENT OF CORRECTION
INMATE GRIEVANCE FORM

[REDACTED]

Elmwood []
CCW []
WRC []

INMATE'S NAME [REDACTED]	BOOKING NUMBER: [REDACTED]	HOUSING UNIT: 2-E-10T-6 DORM #203
--------------------------	----------------------------	-----------------------------------

ATTENTION CLASSIFICATION

DETAILS OF GRIEVANCE. PRINT! BE SPECIFIC!: ON NOV. 4, 2015 I WAS MOVED FROM 3- WEST MAX (SOUTH MAX) CELL #312 WHICH IS A SOLITARY CONFINEMENT UNIT. WITHOUT BEING PROVIDED DUE PROCESS PROCEDURAL PROTECTION UNDER THE 5TH, 6TH AND 14TH AMENDMENT(S), I HAVE NOT BEEN GIVEN: 1.) A HEARING WITH ADVANCED WRITTEN NOTICE, 2.) AN OPPORTUNITY TO PRESENT WITNESSES AND DOCUMENTARY EVIDENCE, 3.) WRITTEN REASON FOR DECISION PRIOR TO MOVE. 4.) I AM A PRE-TRIAL DETAINEE, NOT ON PAROLE OR PROBATION THIS SHOULD NOT BE HOUSED UNDER C.D.C.R., 5.) I AM SECURITY THREAT GROUP I AM NOT VALIDATED AND SHOULD NOT BE HOUSED AT SUCH. FURTHERMORE, PER ASHKER V. GOVERNOR OF CALIFORNIA, U.S.D.C. (N.D. CAL) CASE NO. 4:09-CV-05796-CW, THE VALIDATION PROCESS NO LONGER EXISTS, THE TREATMENT I AM RECEIVING IS TATAMOUNT TO CRUEL AND UNUSUAL PUNISHMENT, I AM IMPROPERLY CLASSIFIED. WHAT SOLUTION ARE YOU RECOMMENDING?: DOWNCLASS AND HOUSED APPROPRIATELY

Your Signature: [REDACTED] Date: 12/4/15 Time: 0720 AM PM
(Do NOT write below this line. Use additional sheets if necessary)

Received from Inmate on:
Day: FR 1 Date: 12/14/15 Time: 0715 Officer: MALEK 10162 Team: 3

RESPONDING OFFICER'S STATEMENT (Please print):

[] Resolved [X] Refer to Level II

Officer's Name: _____ Team: _____ Date: 1/1/15
SUPERVISOR'S ACTION: See response below. You want single-cell

maximum-security housing and are properly housed, per our housing guidelines

[X] Resolved [] Refer to Level III

Supervisor's Name: Brokens Team: D Date: 12/10/15
SHIFT LIEUTENANT REVIEW: [] Concur [] Reversed

SIGNATURE: _____ Date: 1/1/15 Time: _____

SUPPORT SERVICE RESPONSE: Unit Assigned: Classification Date Assigned: 12/7/15
Date Due: 12/21/15

A pre-trial detainee and housed in lesser restrictive settings, you were identified as a security risk towards officers of the Port. Therefore, you were placed in single cell housing to better monitor your activities.

Response by: 96 Mirada #1022 Title: Yessie Date: 12/9/15 Time: 1950 hours.

FACILITY COMMANDER/DESIGNEE REVIEW: [X] Concur [] Reversed You are properly housed at this time.

SIGNATURE: Lt. Sopri #10162 Date: 12/11/15 Time: 1647

RESPONSE RETURNED TO INMATE: Date: 12/14/15 Time: 2PM By: P. 12/14/15
Distribution: White-Administration Canary-Inmate (Final Disposition) Pink-Inmate (Initial Receipt)

TO: MAIN JAIL COMPLEX CAPTAIN

FR: [REDACTED]
[REDACTED]

MAIN JAIL COMPLEX
150 WEST HEDDING STREET
SAN JOSE, CA. 95110

SUB: APPEAL OF GRIEVANCE LOG #: [REDACTED]

RE: CLASSIFICATION STATUS

DT: 12/23/15

DEAR MAIN JAIL COMPLEX CAPTAIN:

THIS IS AN APPEAL LETTER PERTAINING TO MY DISSATISFACTION OF MY CURRENT CLASSIFICATION STATUS AND THE RESPONSE BY C/O [REDACTED] # [REDACTED], TO AN GRIEVANCE I SUBMITTED ON DEC, 4, 2015, LOG #: [REDACTED]

1.) I HAVE BEEN HONORED IN ADMINISTRATIVE SEGREGATION (SOLITARY CONFINEMENT) FOR FOUR (4) YEAR'S, APPROXIMATING: 1,460 DAYS AND THROUGHOUT THE DURATION OF

FOR FOUR (4) YEARS, APPROXIMATELY:
1,460 DAYS AND THROUGHOUT THE DUR-
ATION OF (DAID) CONFINEMENT, D.C.C.D.O.C.
CLASSIFICATION HAD FAILED TO MEET THE
DUE PROCESS PROCEDURAL PROTECTION (S)
UNDER THE 5TH, 6TH AND 14TH AMENDMEN-
T(S), I HAVE BEEN DISCIPLINARY FREE THROUGHOUT.

2.) I HAVE NOT BEEN GIVEN THE FOLLOWING
AS A PRE-TRIAL DETAINEE: A.)
A HEARING WITH ADVANCED WRITTEN
NOTICE... B.) AN OPPORTUNITY TO PRESENT
WITNESSES AND DOCUMENTARY EVIDENCE.
C.) WRITTEN REASON FOR DECISION PR-
IOR TO ALL MOVES(S)... D.) I AM A PRE-
TRIAL DETAINEE NOT ON PROBATION OR
PAROLE THUD (SHOULD NOT BE HANDLED UN-
DER C.D.C.R., V.T.G., SECURITY THREAT OR
OUP, I AM NOT VALIDATED AND (SHOULD
NOT BE HANDLED AS SUCH.

3.) DO TO THE VIOLATION OF MY RIGHT(S)
TO DUE PROCESS PROCEDURAL PROTEC-
TION(S) BY CLASSIFICATION, ESPECIALLY
DO TO THE OVERTOWN NATURE OF THE REA-
SON FOR (DAID) HANDLING (SEE # 4 HEREDIN)

AN INTERNAL INVESTIGATION OF CLASSIFICATION SHOULD BE DONE, BECAUSE OF MY FEELS HELD IN VOLUNTARY CONFINEMENT WITHOUT DUE PROCEDURE BEING EXERCISED BY D.C.C.P.C.

4.7 C/O [REDACTED] # [REDACTED] (SUPPORT SERVICE REP
PHONE DATE: DEC, 9, 2015, "AS A PRE-TRIAL
DETAINEE AND HONORED IN LEVER RESTRICTIVE
TIVE DETENTION, YOU WERE IDENTIFIED AS A
SECURITY RISK TOWARD OFFICERS OF THE
COURT. THEREFORE, YOU WERE PLACED IN UN-
BLE CELL HOUSING TO BETTER MONITOR
YOUR ACTIVITY."

I REPEAT C/O [REDACTED] # [REDACTED], RESPONSE
TO MY GRIEVANCE BASED ON, # 2, HEREIN,
AND THE FACT OF ALL DUE PROCEED PROCEDURE
AL PROTECTION HAVE NOT BEEN GIVEN TO
ME PRIOR TO MOST RECENT MOVE, NOV, 4, 2015
AND/OR AFTER NOR DURING SAID MOVE, I
PLAN ON FILING A HABEAS CORPUS FOR THE
CLEAR VIOLATION OF MY RIGHTS, ALL OF WHICH
TO HAVING AN ADVERSE EFFECT ON MY PHYSICAL
AND MENTAL HEALTH, AND TANTAMOUNT
TO CRUEL AND UNUSUAL PUNISHMENT UNDER
THE 8TH AMENDMENT.

WITH ALL OF ABOVE SAID I THANK YOU
FOR YOUR TIME AND PATIENCE IN THIS
MATTER.

Discepsu



County of Santa Clara

Office of the Sheriff

55 West Younger Avenue
San Jose, California 95110-1721
(408) 808-4611

Laurie Smith
Sheriff

"RECEIVED: 12/31/15"



December 30, 2015

Mr. [REDACTED]
CEN# [REDACTED] / PFN [REDACTED]
Main Jail Complex
150 West Hedding Street
San Jose, CA 95110

Dear Mr. [REDACTED]

I received your letter dated December 23, 2015, regarding your classification status and the response to Grievance # [REDACTED]. As this is in regards to a classification matter, I am sending this information to the Classification Unit Lieutenant. The Main Jail facility has no jurisdiction over your classification status; these decisions are made solely by the Classification Unit, who will be reviewing your concerns and responding to you directly.

Sincerely,

A handwritten signature in black ink, appearing to read "O. Hoyt", is written over the word "Sincerely,".

Captain Hoyt
Main Jail Division Commander

BH:evv

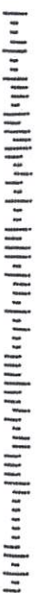
cc: Classification Unit Lieutenant

885 N. San Pedro
San Jose, CA 95110

Blue Ribbon Commission on Improving Custody Operations
County of Santa Clara
70 W. Hedding Street, 10th Floor
San Jose, CA 95110



9511031768 0015





From: COB Reception
Sent: Tuesday, February 23, 2016 4:37 PM
To: CustodyOpCommission
Subject: Blue Ribbon Commission Correspondence-[REDACTED] 2.23.16
Attachments: Blue Ribbon Commission Correspondence-[REDACTED] 2.23.16.pdf

Good afternoon,

- *The Clerk of the Board's Office received the attached correspondence. This document is being forwarded to you for appropriate action. The original document will be on file in the Clerk of the Board's Records Unit for a maximum of 2 years from the date received.*

Thank you,

Lori Nunez
Board Records Assistant II
Office of the Clerk of the Board
70 W. Hedding Street, East Wing, 10th Floor
San Jose, CA 95110
(408) 299-5001

1 [REDACTED]
2 SANTA CLARA D.O.C - MAIN JAIL
3 150 WEST Hedding ST.
4 SAN JOSE, CA 95110-1718

5 "COVER SUMMARY Letter"

6
7 MY NAME IS [REDACTED] AND I'm CURRENTLY INCARCERATED
8 IN SANTA CLARA DEPARTMENT OF CORRECTIONS. MY CRIMINAL HISTORY -
9 GRAND THEFT, POSSESSION OF FIREARM, FELONY EVADING, TAKING VEHICLE WITHOUT
10 OWNERS CONSENT AND FORGERY. I WAS SENTENCED 5 YEARS WITH HALF. MY
11 RELEASE DATE IS MAY 26, 2016 AND I WILL HAVE NO TAIL. PLEASE NOTE
12 THAT DURING MY 15 YEARS OF INCARCERATION, I HAVE NOT RECEIVED
13 ANY RULE INFRACTIONS OR DISCIPLINE UNTIL MY STAY AT SANTA CLARA
14 COUNTY. I'VE BEEN TO D.V.I., FOLSOM C.C.F.; CORCORAN; PELICAN BAY AND
15 SAN QUENTIN STATE PRISON, ALONG WITH BUTTE, SAN JOAQUIN, STANISLAUS, ALAMEDA
16 AND SAN FRANCISCO COUNTY JAIL.

17
18 IN 2006, I WAS BEAT BY 7 SAN FRANCISCO POLICE OFFICERS
19 AFTER A HIGH SPEED CHASE. I WAS HANDCUFFED AND FACE DOWN. I
20 HAD TWO NASAL RECONSTRUCTION SURGERIES - FILED 42 U.S.C CIVIL RIGHT
21 EXCESSIVE FORCE COMPLAINT. IN 2008, I INJURED MY LOWER BACK
22 WORKING IN SAN QUENTIN, AND I WAS STRUCK BY A VEHICLE IN 2013
23 AS A PEDESTRIAN CROSSING THE STREET IN THE CROSS-WALK. THIS WAS
24 A HIT AND RUN AND I SUFFERED LOWER BACK PAIN. ON 11-5-13,
25 I WAS BOOKED INTO SANTA CLARA COUNTY JAIL, AND DURING BOOKING,
26 I INFORMED R.N EDWARD JACKSON OF A LOWER BACK INJURY, AND
27 IT WAS NOTED IN MY MEDICAL RECORD. (UNITED STATES DISTRICT COURT
28 SAN FRANCISCO DIVISION CASE# [REDACTED])

1 PURSUANT TO POLICY AND PROCEDURAL - SANTA CLARA VALLEY MEDICAL
2 ADULT CUSTODY HEALTH SERVICES - INMATE ACCESS TO HEALTH CARE STATES:

3 "IF YOU HAVE A CHRONIC MEDICAL PROBLEM AND/OR
4 ARE TAKING MEDICATION AT THE TIME OF BOOKING,
5 YOU WILL AUTOMATICALLY BE MADE A DOCTORS APPOINTMENT."

6 NO APPOINTMENT WAS MADE, EVEN AFTER THE FACT THAT I FILED
7 MEDICAL WHITE CARDS, CONCURRENCE AND LETTER OF INTENT TO SUE IN
8 DECEMBER 2013. I WAS ASSIGNED TO WORK IN ELMWOOD KITCHEN AND
9 LAUNDRY, AFTER SIGNING A MEDICAL CLEARANCE FORM STATING THAT
10 I HAVE A LOWERBACK INJURY. IT WAS IGNORED AND ON 1-5-14
11 I RE-INJURED MY LOWERBACK. I WAS SEEN BY MEDICAL ON
12 1-6-14. RELEASED MY MEDICAL RECORDS TO INTERNAL AFFAIRS, LINDA
13 KOWALLIS ON 1-8-14. MEDICAL COMPLAINTS I FILED WITH I.A AND
14 DID NOT SEE A DOCTOR UNTILL 1-29-14.

15
16 IN JANUARY 2014, I WAS INFRACTED FOR HELPING AN INMATE
17 WHO HAD ASKED ME BECAUSE HE COULD NOT SPEAK ENGLISH. CORRECTIONAL
18 OFFICER ZAMORA INSTRUCTED US TO COME BACK AFTER GAM COUNT. WE CAME
19 BACK TO THE OFFICER STATION, AND % [REDACTED] TOLD ME TO GO BACK TO
20 MY HOUSING UNIT. THEN HE THREW ME INTO A 2x4 CELL WITH ANOTHER
21 INMATE, AND THE CELL HAD FECES AND URINE. I WAS IN THE CELL FOR
22 4 HOURS. THE INFRACTION WAS FOR UNAUTHORIZED ATTENDANCE, YET % ZAMORA
23 DID AUTHORIZE ME TO COME BACK AFTER COUNT. POSSESSION OF CONTRABAND,
24 I HAD GLOVES AND CLEANING SUPPLIES WHICH WAS GIVEN TO ME BY % SAUNDERS
25 BECAUSE ONE INMATE HAD STAPH IN BARRACKS 5, THE SAME TIME THAT
26 H1N1 OUTBREAK IN ELMWOOD. IF I WOULD NOT HAVE TOLD THE
27 INMATE TO SEEK MEDICAL ATTENTION, HE WOULD HAVE DIED IN TWO DAYS.
28 A DOCTOR FROM UNILEY MEDICAL WAS CALLED IN TO TREAT THE INMATE STAPH INFECTION.

[MEDICAL CAN VERIFY - DECEMBER 2013 / JANUARY 2014 (2) STAPH WAS LOCATED ON THE BACK OF INMATE HEAD]
DISAGREE MAKE

1 I WAS RELEASED ON 2-5-14, AND APPLIED TO SOCIAL SECURITY
2 BENEFITS. DOCTORS APPOINTMENT WAS SCHEDULED YET I WAS RE-ARRESTED
3 ON 4-29-14 FOR FORSEY. AGAIN I INFORMED R.N EDWARD JACKSON
4 THAT I SUFFER FROM LOWERBACK PAIN FROM THE INJURY I SUSTAINED
5 WORKING IN ELWOOD LAUNDRY ON 1-5-14. WORKMANS COMP. CLAIM WAS
6 FILED. ALSO A 42.U.S.C § 1983 CIVIL RIGHTS COMPLAINT WAS FILED
7 U.S.D.C [REDACTED] - MEDICAL INDIFFERENCE CLAIM, 6-4-14. AS I
8 WAS AN R.C.P MEMBER, I WAS INFLICTED FOR CALLING INTERNAL
9 AFFAIRS REGARDING MEDICAL COMPLAINT AND MEDICAL RECORDS RELEASE TO
10 LINDA KOWELLIS. SERGEANT GILLOTTE TOLD ME TO NO LONGER CALL I.A
11 AND I EXPLAINED TO HIM THAT I'M ENGAGED IN CIVIL LITIGATION &
12 I RELEASED MY PROTECTED HEALTH CARE RECORDS TO I.A AND HAVE
13 NOT RECEIVED ANY CORRESPONDANCE REGARDING MEDICAL COMPLAINTS.

14
15 I DISOBEYED HIS ORDER AND CALLED INTERNAL AFFAIRS
16 WHICH I WAS INFLICTED, FOUND GUILTY, PLACED IN DISCIPLINARY
17 ISOLATION FROM LIEUTENANT TAYLOR. DURING MY ISOLATION, I
18 WAS NOT AFFORDED THE 3 1/2 HOURS OF OUT-OF-CELL TIME,
19 MANDATED BY CALIFORNIA CODE OF REGULATIONS TITLE 15, AND THE
20 INMATE ORIENTATION AND RULEBOOK, PAGE 29, 35 AND 40. I FILED A
21 WRIT OF HABEAS CORPUS AND A FEDERAL CIVIL RIGHTS COMPLAINT, CASE #
22 [REDACTED] AND U.S.D.C [REDACTED] ON 7-7-14,
23 MY LIFE WAS THREATEN WHILE ON COURT TRANSPORTATION BUS. L.T
24 [REDACTED] AND [REDACTED] GOT ONTO THE BUS RIGHT OUTSIDE THE SALLY
25 PORT AND SAID WE WILL BEAT YOUR ASS, BITCH, WE ARE OLD SCHOOL
26 SAY SOMETHING NOW PUNKS. I REPORTED THIS TO MENTAL HEALTH ON
27 8-19-14. I SUFFER FROM P.T.S.D-ANXIETY AND ON ANTI-ANXIETY AND
28 PAIN MEDICATIONS.

1 MY 3rd INFRACTION WAS ON 9-16-14, WHILE STANDING IN
2 PILL CALL LINE. AN INSPECTION TEAM, ESCORTED BY LIT [REDACTED] AND
3 [REDACTED]. I ASKED WHAT DEPARTMENT THEY WERE FROM AND
4 SAID THE HEALTH DEPARTMENT. [REDACTED] GOT IN MY FACE AND
5 WAS YELLING AT ME. THEN I WAS THEN TRANSFERRED TO THE MAIN JAIL
6 SOUTH, 2-16 WEST. KNOWN AS THE SNAKE PITS. ON 9-29-15, I RECEIVED
7 5 DAYS LOSS OF GOOD-TIME CREDIT BY LIT [REDACTED]. AFTER THE
8 FILING OF A GRIEVANCE FOR HIS MISCONDUCT ON 7-7-14. I APPEALED TO
9 CAPTAIN HOYT AND CHIEF OF CORRECTION JOHN HIROKAWA, VET WAS DENIED.

11 WHILE HOUSED IN 2-16 WEST. THE CONDITIONS ARE OVER-CROWDED, COLD
12 SHOWERS AND MOLD. I FILED A WRIT OF HABEAS REGARDING CONDITIONS OF
13 OF CONFINEMENT. I SIGNED UP FOR THE SUBSTANCE ABUSE CLASSES IN 7-B
14 NORTH AND WAS MOVED IN DECEMBER 2014. ON 12-30-14, I FILED A GRIEVANCE
15 AND SENT THE "ACTUAL GRIEVANCE FORM" VIA "LEGAL MAIL." THE GRIEVANCE # IS
16 [REDACTED] WHICH WAS AN APPEALS TO TRUSTEE POSITIONS IN 7-B WHERE ONLY
17 HISPANIC WHEN [REDACTED] WORKED. THE GRIEVANCE RESPONSE WAS TO NOT
18 SEND "GRIEVANCE FORMS" VIA "LEGAL MAIL." THE REASON WHY I SENT IT BY
19 THAT METHOD, SEE SANTA CLARA D.O.C POLICY AND PROCEDURES - SECTION 14.05-3
20 (II)(B) WHICH STATES THAT: -

21 IF THE GRIEVANCE PERTAINS TO A PARTICULAR EMPLOYEE,

22 THE INMATE MAY SUBMIT THE GRIEVANCE TO ANOTHER EMPLOYEE."

23 HOWEVER, I WAS INSTRUCTED NOT TO SEND "GRIEVANCE FORMS" VIA "LEGAL MAIL"
24 ON 1-9-15, WRIT OF HABEAS WAS DENIED FOR FAILURE TO EXHAUST
25 ADMINISTRATIVE REMEDIES. I WAS ALSO GRANTED CIVIL PRO-PEA PRIVILEGES.
26 JUDGE JULIA ALLOGGIAMENTO DIRECTED ME TO WRITE AN APPEAL LETTER
27 TO THE DIVISION COMMANDER IN ORDER TO EXHAUST MY ADMINISTRATIVE
28 REQUIREMENT IN ORDER TO RE-SUBMIT THE DENIED GRIEVANCES.

1 ON 1-18-15, I SENT AN "APPEAL LETTER" TO DIVISION COMMANDER
2 HOYT, VIA "PRO-PEA, INDISENT, LEGAL MAIL". THE LETTER WAS FOR COURT
3 PROCEEDINGS, AND ON 1-27-15, DEPUTY [REDACTED] ISSUED ME A MAJOR
4 RULE INFRACTION FOR SENDING AN "APPEAL LETTER" FOR ADMINISTRATIVE
5 EXHAUSTION REQUIREMENTS. LIEUTENANT [REDACTED] FOUND ME GUILTY FOR
6 DISOBEYING A DIRECT ORDER FROM STAFF AND PRESENTING FALSE INFOR-
7 MATION OR LYING. I WAS GIVEN 10 DAYS DISCIPLINARY ISOLATION.
8 I APPEALED TO DIVISION COMMANDER HOYT VIA "APPEAL LETTER".
9 I WAS DENIED AND ISSUED ANOTHER INFRACTION FROM DEPUTY
10 [REDACTED] ONCE AGAIN. I WAS PUNISHED FOR SEEKING ADMINISTRATIVE
11 REDRESS FOR JUDICIAL REVIEW. MY APPEAL TO CAPTAIN HOYT AND CHIEF OF
12 CORRECTIONS WAS IGNORED AND DENIED.

13
14 I FILED A 42 U.S.C. § 1983 CIVIL RIGHTS COMPLAINT FOR VIOLATING
15 MY 1ST AMENDMENT RIGHT TO PETITION GOVERNMENT FOR REDRESS OF
16 GRIEVANCE, RETALIATION, AND ACCESS TO THE COURTS. PLEASE NOTE THAT
17 LT. MEYERS FINDS ME NOT GUILTY FOR SENDING AN "APPEAL LETTER" VIA
18 "PRO-PEA, CONFIDENTIAL, INDISENT, LEGAL MAIL," AND DIVISION COMMANDER HOYT
19 CONCURRED. ALL OF MY COMMUNICATION TO DIVISION COMMANDER HOYT IS
20 FOR COURT REVIEW AND I HAVE NOT RECEIVED ANOTHER INFRACTION FOR
21 SENDING "APPEAL LETTERS." PURSUANT TO SANTA CLARA D.O.C. POLICY AND
22 PROCEDURES SECTION 1.57; 14.01; 14.03; 14.05; 14.09; 17.13 AND SANTA CLARA
23 D.O.C. INMATE ORIENTATION AND RULEBOOK, INMATE SEEKING ADMINISTRATIVE
24 OR JUDICIAL REVIEW WILL NOT BE RETALIATED AGAINST FOR MAKING COM-
25 PLAINS ABOUT CONDITIONS OF CONFINEMENT OR TREATMENT FROM STAFF.

26
27 IVE CONTINUED TO EXERCISE MY RIGHTS ONLY TO BE MET WITH
28 RESISTANCE, RETALIATORY RESPONSES, DISCRIMINATION BASED ON RACE, THREATEN

1 With Physical Harm, placed in Punitive Housing, denied Residential
2 Placement in C.A.S.U - Custody Alternative Supervision Unit for
3 my Civil Litigation Activities, Lied to by Staff, and Failure of
4 Superiors to Investigate my Circumstances and Complaints. This has
5 lead to my increased mental-Health P.T.S.D-ANXIETY ATTACKS, which
6 I suffer Two/Three Times A week. % [REDACTED] IS DISCRIMINATE
7 and does NOT Follow Sanitation Procedures. He only used HISPANIC
8 Trustees which I filed A Grievance regarding these issues. He
9 fails to supply the units in 3rd East with brooms, mops, and
10 cleaning supplies on a daily basis, pursuant to policy and pro-
11 cedures. Throws away extra food and is hostile towards me for
12 bringing these issues to his attention.

13
14 ON 9-23-15 and 10-12-15, my Life was Threaten with Physical
15 Harm from % [REDACTED] AND [REDACTED] Grievance was filed yet
16 was denied as unfounded. I have witnesses, all documents to
17 support these claims I've mentioned in this summary brief.
18 I'm seeking an investigation and legal help. I've exhausted all
19 Administrative remedies, filed claims against the County, filed
20 writs and Civil Rights complaints. I'm seeking monetary damages,
21 mental health help and advocacy, medical relief for back pain,
22 disability assistance, housing and vocational training in order
23 to become a productive member of society, a parent to my
24 children and a husband to my wife.

25
26 The foregoing is true and correct to the best of my
27 knowledge, signed under penalty of perjury on this day of
28 12-15-15

(6)

[REDACTED]
12-15-15

1 [REDACTED]
2 SANTA CLARA D.O.C. MAIN JAIL
3 150 WEST HEDDING ST
4 SAN JOSE, CA 95110-1718
5

6 INMATE [REDACTED] WHO IS INCARCERATED IN SANTA CLARA
7 DEPARTMENT OF CORRECTIONS - MAIN JAIL CONTINUES TO EXPERIENCE RETALIATORY AND
8 INAPPROPRIATE CONDUCT FROM % [REDACTED] AND [REDACTED]. THESE OFFICERS VIOLATE POLICY AND
9 PROCEDURE WHICH STATES THAT EMPLOYEES MAY NOT USE PROFANE, DEMEANING, INSULTING
10 OR THREATENING LANGUAGE. ON 9-23-15, 10-12-15 AND 1-3,4-16, % [REDACTED] AND
11 [REDACTED] DID NOT TREAT INMATES WITH RESPECT BY USING PROFANE LANGUAGE
12 WHILE ADDRESSING INMATES. INMATES HAVE A RIGHT TO EXPECT THAT THEY
13 WILL BE TREATED RESPECTFULLY, IMPARTIALLY AND FAIRLY BY ALL PERSONNEL.
14

15 EXAMPLE, % [REDACTED] TOLD ME THAT HE WOULD BEAT MY "ASS", THAT
16 MY PAPERWORK WONT DO "SHIT" TO HIM, "JAILHOUSE LAWYER SUICIDAL" AND "I'M
17 A "FASOT/MASSOT." % [REDACTED] TOLD ELMWOOD TRANSFERS TO ROLL YOUR "SHIT"
18 UP. GRIEVANCES HAVE BEEN FILED FOR THESE INCIDENTS YET NOTHING
19 EVER HAPPENDS AND THE GRIEVANCES ARE REJECTED. NOTHING HAS
20 CHANGED FROM THE MURDER OF MICHAEL TRACE AND AS A MENTAL HEALTH
21 INMATE, I'M AFRAID OF THE STAFF OF CORRECTIONAL OFFICERS RETALIATION FOR
22 REPORTING THESE ISSUES, ALSO CLEANING SUPPLIES ARE NOT PROVIDED ON A DAILY BASIS.
23

24 I DECLARE UNDER PENALTY OF PERJURY THE FOREGOING IS TRUE
25 AND CORRECT. SIGNED ON THIS DAY OF 1-5-16
26
27
28

X

[REDACTED]
1-5-16

SANTA CLARA D.O.C CIVIL RIGHTS VIOLATIONS AND FAILURE TO FOLLOW POLICY AND PROCEDURES OF THE D.O.C.

The purpose of this letter is to reveal the continued non-compliance of Santa Clara D.O.C, Retaliation, Harassment and Threats from Jail officials. This is a timeline of events from the death of mental health inmate Michael Tyree.

- 1) September 23, 2015 Correctional Officers [REDACTED] and [REDACTED] threaten to beat my ass. Grievance filed tracking # [REDACTED] which was denied. Witness [REDACTED] PPN [REDACTED]
- 2) October 12, 2015 % [REDACTED] stated to me that my paperwork won't do shit to him referencing Grievance [REDACTED] Filed Grievance and Appeal letter which also was denied. Grievance # [REDACTED] Claim Filed # [REDACTED]
- 3) November 12, 2015 Claim against County denied regarding the above incident. Filed lawsuit in Civil Superior Court in Santa Clara. Awaiting case #
- 4) December Capt. Hoyt and Internal Affairs denies any wrong doing from staff. % [REDACTED] and [REDACTED] using profane language while addressing inmates - Grievance filed and rejected.
- 5) January 2016 % [REDACTED] and [REDACTED] violated conduct by using profane, demeaning and threatening language while addressing inmates. AGAIN Grievance filed and denied. Filed Discrimination Grievance against [REDACTED] for only using Hispanic trustees. AGAIN all allegations are denied when reported. I guess to no surprise when Area Repuses denied killing Michael Tyree.

6) Also NOTE THAT PURSUANT TO policy, Sanitation duties IS TO be done on a Daily basis yet staff seem to do them at their own determination yet the Rules state on a Daily basis Floors will be swept and mopped Daily. I've Suggested a Time Slot from 7am to 9am would be permissible for Pill call and Lunch runs between 9-10 and 10:30 am Court call.

7) I requested to speak with mental Health and while I was escorted with % [REDACTED] % [REDACTED] made the comment what "Jailhouse Lawyer suicidal" and called me a Faggot massot x2. This was reported to mental Health. Pursuant to Santa Clara County Inmate Orientation and Rulebook states that I have a right to expect that I will be treated respectfully, impartially and fairly by all personnel.

8) Housing units are overcrowded, inmates with Active Tuberculosis are being housed with inmates who are Negative. Thermal are not being exchanged and washed with regular clothing exchange schedule. Between Sunday and Wednesday, I no longer go to breakfast for fear of retaliation by % [REDACTED] who works C-Team shift B/C team.

The foregoing is true and correct to the best of my knowledge, signed under penalty of perjury on this day of 1-12-16

TS

MR. [REDACTED]
SANTA CLARA O.D.C.-MAIN JAIL
150 WEST Hedding ST.
SAN JOSE, CA 95110-1718

1-12-16

DECLARATION AND AFFIDAVIT OF WITNESSES

To all interested parties

This is a declaration and affidavit, that I, [REDACTED]
[REDACTED] declare under penalty of perjury that
the events which [REDACTED] has shared are true
and correct to the best of my knowledge, signed
this day of January 5th, 2016

Sincerely,

X

[REDACTED]
[REDACTED]
1-5-16

To All interested parties,

This is a declaration and affidavit that I [REDACTED]
[REDACTED] declare under penalty of perjury that
the events which [REDACTED] has shared are true and
correct to the best of my knowledge, signed this day
of January 19th 2016

Sincerely

X

Main Jail []
Main Jail South []
North County Jail []

SANTA CLARA COUNTY DEPARTMENT OF CORRECTION
INMATE GRIEVANCE FORM

Elmwood []
CCW []
WRC []

(14)

INMATE'S NAME: [REDACTED]	BOOKING NUMBER: [REDACTED]	HOUSING UNIT: 340 EAST
---------------------------	----------------------------	------------------------

DETAILS OF GRIEVANCE. PRINT! BE SPECIFIC!: PURSUANT TO SANTA CLARA INMATE ORIENTATION and Rulebook page 17 - Sanitation duties are NOT being met. Floors are to be swept and mopped daily. Toilets, urinals, sinks, basins and showers will be cleaned daily. Vents are clogged, no air circulation, exposed plumbing, and sewage back-up. Cleaning supplies will be provided accordance with CAL. O.S.H.A M.S.D.S specifications

WHAT SOLUTION ARE YOU RECOMMENDING? Follow policy and procedures/conditions of confinement

Your Signature: [REDACTED] Date: 1/23/16 Time: 8 AM/PM
(Do NOT write below this line. Use additional sheets if necessary)

Received from Inmate on:
Day: Saturday Date: 1/23/2016 Time: 1:00 Officer: Pankola Team: B

RESPONDING OFFICER'S STATEMENT (Please print): LOG BOOK STATES THAT ON 1/20/2016 THE TRUSTEES CLEANED THE STAIR LANDINGS AND DISINFECTED THE STAIRS. DISTRIBUTED ON 1/24/16 WEEKLY ON NIGHTS.

Resolved Refer to Level II

Officer's Name: Pankola, D Team: A Date: 1/25/2016

SUPERVISOR'S ACTION: THIS ISSUE HAS BEEN RESOLVED BY DEP. MARTIN.

Resolved Refer to Level III

Supervisor's Name: [Signature] Team: A Date: 1/31/16

SHIFT LIEUTENANT REVIEW: Concur Reversed

SIGNATURE: [Signature] Date: 1/31/16 Time: _____

SUPPORT SERVICE RESPONSE: Unit Assigned: _____ Date Assigned: ___/___/___
Date Due: ___/___/___

Response by: _____ Title: _____ Date: ___/___/___ Time: _____

FACILITY COMMANDER/DESIGNEE REVIEW: Concur Reversed

SIGNATURE: [Signature] Date: 1/31/16 Time: _____

RESPONSE RETURNED TO INMATE: Date: 1/23/16 Time: 1740 By: Pankola, D #10583
Distribution: White-Administration Canby-Inmate (Final Disposition) Pink-Inmate (Initial Receipt)

Main Jail
Main Jail South
North County Jail []

SANTA CLARA COUNTY DEPARTMENT OF CORRECTION
INMATE GRIEVANCE FORM

Elmwood []
CCW []
WRC []

(12)

INMATE NAME: [REDACTED]	BOOKING NUMBER: [REDACTED]	HOUSING UNIT: 340 EAST
-------------------------	----------------------------	------------------------

DETAILS OF GRIEVANCE. PRINT! BE SPECIFIC!: 1-27-16, Inspection WAS CONDUCTED, YET NO CLEANING SUPPLIED ^{FROM 1-28 & 29-16} TO EACH ^{supplied.} PURSUANT TO RULE BOOK, DAILY CLEANING SUPPLIES ARE TO ~~BE~~ TODAY ON 1-30-16, THIS GRIEVANCE WAS SUBMITTED TO PUT THE DEPARTMENT ON NOTICE OF FAILING TO PROVIDE SANITATION REQUIREMENTS. FROM 1-28-16 TO 1-30-16.

WHAT SOLUTION ARE YOU RECOMMENDING?: Daily supply of Sanitation equipment pursuant to policy
 Your Signature: [REDACTED] Date: 1/30/16 Time: 9 AM/PM
 (Do NOT write below this line. Use additional sheets if necessary)

Received from Inmate on: [REDACTED]
 Day: SAT Date: 1/30/16 Time: 10:00 Officer: LAURENCE HICKLY Team: B

RESPONDING OFFICER'S STATEMENT (Please print): CLEANING SUPPLIES, 15 BOP/DROGANS/TOILET PAPER WERE PASSED OUT TODAY, 1-30-16.

[X] Resolved [] Refer to Level II

Officer's Name: LAURENCE HICKLY Team: B Date: 1/30/16

SUPERVISOR'S ACTION: CLEANING SUPPLIES ARE DISTRIBUTED ON A WEEKLY BASIS. IT IS YOUR RESPONSIBILITY TO REQUEST MORE IN-BETWEEN WHEN NEEDED

[X] Resolved [] Refer to Level III

Supervisor's Name: HERNANDEZ #10604 Team: B Date: 2/3/16

SHIFT LIEUTENANT REVIEW: [] Concur [] Reversed

SIGNATURE: _____ Date: ___/___/___ Time: _____

SUPPORT SERVICE RESPONSE: Unit Assigned: _____ Date Assigned: ___/___/___
 Date Due: ___/___/___

Response by: _____ Title: _____ Date: ___/___/___ Time: _____

FACILITY COMMANDER/DESIGNEE REVIEW: [X] Concur [] Reversed

CLEANING SUPPLIES ARE MADE AVAILABLE AS NEEDED.

SIGNATURE: LT. COOPER #10266 Date: 2/3/16 Time: _____

RESPONSE RETURNED TO INMATE: Date: 2/3/16 Time: _____ By: [Signature]
 Distribution: White-Administration Canary-Inmate (Final Disposition) Pink-Inmate (Initial Receipt)

Main Jail []
Main Jail South []
North County Jail []

SANTA CLARA COUNTY DEPARTMENT OF CORRECTION
COPY INMATE GRIEVANCE FORM

Elmwood []
CCW []
WRC []

(12)

INMATE NAME: [REDACTED] BOOKING NUMBER: [REDACTED] HOUSING UNIT: 340 EAST

DETAILS OF GRIEVANCE. PRINT! BE SPECIFIC!: PURSUANT TO SANTA CLARA INMATE ORIENTATION AND Rulebook page 17 - Sanitation duties are NOT being met. Floors are to be swept and mopped daily. Toilets, urinals, sinks, basins and showers will be cleaned daily. Vents are clogged, no air circulation, exposed plumbing, and sewage back-up. Cleaning supplies will be provided accordance with CAL. O.S.H.A M.S.D.S specifications

WHAT SOLUTION ARE YOU RECOMMENDING?: Follow policy and procedures/conditions of confinement

Your Signature: [REDACTED] Date: 1/23/16 Time: 8 AM/PM
(Do NOT write below this line. Use additional sheets if necessary)

Received from Inmate on:
Day: Survey Date: 1/23/2016 Time: 1:00 Officer: Roubicek Team: B

RESPONDING OFFICER'S STATEMENT (Please print): LOG BOOK STATES THAT ON 1/20/2016 THE TRUSTEES CLEANED THE TIER AND SUPPLIES WERE PASSED OUT.

Resolved [] Refer to Level II

Officer's Name: Roubicek, D Team: B Date: 1/23/2016

SUPERVISOR'S ACTION: YOU ARE GIVEN CLEANING SUPPLIES AND TOOLS TO CLEAN. IT IS YOUR RESPONSIBILITY TO KEEP YOUR AREA CLEAN. PLEASE REQUEST MOP AND BROOM WHEN NEEDED FROM DEPUTY.

Resolved [] Refer to Level III

Supervisor's Name: Hernandez #10206 Team: B Date: 2/13/16

SHIFT LIEUTENANT REVIEW: [] Concur [] Reversed

SIGNATURE: _____ Date: ___/___/___ Time: _____

SUPPORT SERVICE RESPONSE: Unit Assigned: _____ Date Assigned: ___/___/___
Date Due: ___/___/___

Response by: _____ Title: _____ Date: ___/___/___ Time: _____

FACILITY COMMANDER/DESIGNEE REVIEW: Concur [] Reversed

SIGNATURE: [Signature] #10206 Date: 2/13/16 Time: _____

RESPONSE RETURNED TO INMATE: Date: 1/23/16 Time: 1740 By: Roubicek, D #10583

Distribution: White-Administration Canary-Inmate (Final Disposition) Pink-Inmate (Initial Receipt)

23/16 [Signature]

Santa Clara D.O.C. Main Mail

150 West Hedding St

San Jose, CA 95110-1718

COUNTY JAIL
GENERATED MAIL

Legal Mail

Returned for Additional postage
Postal Due 24 '93
Total Postage Required 93

Santa Clara County Bd. of Supervisors
ATTN: LA DORIS Cordell - Blue Ribbon Chair
70 West Hedding St, 10th Floor
San Jose, CA 95110

Confidential

Legal Mail

FIRST-CLASS MAIL
AUTO

neopost[®]
02/17/2016

US POSTAGE \$000.69



ZIP 95113
041M12250775

Quality Park Item #90019
Treated with an antimicrobial agent to protect the envelope from
the growth of bacteria, mold, mildew, fungus and odors
Licensed by Silverco

[Handwritten scribble]
Confidential
Legal Mail
2-11-16

neopost[®]

02/18/2016

US POSTAGE

\$0000.225



ZIP 95131

041M12250509

From: COB Reception
Sent: Tuesday, February 23, 2016 4:44 PM
To: CustodyOpCommission
Subject: Blue Ribbon Commission Correspondence-[REDACTED] 2.22.16
Attachments: Blue Ribbon Commission Correspondence-[REDACTED] 2.22.16.pdf

Good afternoon,

- *The Clerk of the Board's Office received the attached correspondence. This document is being forwarded to you for appropriate action. The original document will be on file in the Clerk of the Board's Records Unit for a maximum of 2 years from the date received.*

Thank you,

Lori Nunez
Board Records Assistant II
Office of the Clerk of the Board
70 W. Hedding Street, East Wing, 10th Floor
San Jose, CA 95110
(408) 299-5001

ATTN: LA DORIS Cordell

2-16-16

My name is [REDACTED] and I'm currently incarcerated in Santa Clara D.O.C - MAIN JAIL. The purpose of this letter is to inform you of continued retaliation from the Department. I've utilized the Grievance and Appeal procedures only to be penalized, denied and retaliated against for exercising my 1st Amendment right to petition Government for redress of Grievances.

I've explained and demonstrate from the Santa Clara D.O.C policy and procedures the exact nature of the Department's violations only to be denied and ignored any relief. Most if not all my Grievances have been denied. This is wide-spread and systematic.

I've sent you copies of my complaints to the Sheriff Office at 55 West Younger Ave and to West Hedding St, 10th Floor. The Blue Ribbon Commission in San Francisco also has copies of my issues.

Please contact me via letter or visit to confirm that you have received my correspondence.

The foregoing is true and correct to the best of my knowledge, signed under penalty of perjury
This day of 2-16-16

MR. [REDACTED]
SANTA CLARA D.O.C - MAIN JAIL
150 West Hedding St
SAN JOSE, CA 95110-1718

[REDACTED]
2-16-16

The first part of the paper discusses the importance of the study. It highlights the need for a comprehensive understanding of the subject matter. The authors aim to provide a detailed analysis of the current state of research and identify key areas for future investigation. This section sets the stage for the subsequent discussion and conclusions.

In addition, the paper explores the various factors that influence the outcome of the study. It examines the relationship between different variables and how they interact with each other. The authors provide a thorough review of the literature to support their findings and to ensure that their work is grounded in existing knowledge.

The study also addresses the challenges faced by researchers in this field. It discusses the limitations of current methods and the need for innovative approaches to overcome these obstacles. By highlighting these issues, the authors hope to encourage further research and collaboration within the community.

Overall, the paper provides a valuable contribution to the field. It offers a clear and concise overview of the current state of research and identifies key areas for future investigation. The authors' findings are well-supported by a thorough review of the literature and provide a solid foundation for further research.

The authors would like to thank the following individuals for their assistance and support during the course of this study: [Name], [Name], and [Name]. Their contributions were invaluable and helped to ensure the quality and accuracy of the research.

[Faint signature or name]

The authors would like to thank the following individuals for their assistance and support during the course of this study: [Name], [Name], and [Name]. Their contributions were invaluable and helped to ensure the quality and accuracy of the research.

INMATE'S NAME: [REDACTED]	BOOKING NUMBER: [REDACTED]	HOUSING UNIT: 345 EAST
---------------------------	----------------------------	------------------------

DETAILS OF GRIEVANCE. PRINT! BE SPECIFIC! ON 9-23-15 AT BREAKFAST, C-TEAM OFFICERS STATIONED AROUND CAGE THREATENED ME AND SEVERAL OTHERS W/ PHYSICAL HARM. ONE OFFICER STATED "YAS GUYS DONT KNOW US." OTHER OFFICER STATED "YOU HAVE C-TEAM FUCKED UP, WE WILL BEAT YOUR ASS". I WAS IN-LINE CAUSING NO TROUBLE, MY LIFE WAS THREATEN

WHAT SOLUTION ARE YOU RECOMMENDING?: DISCIPLINARY ACTIONS
Your Signature: [REDACTED] Date: 9/23/15 Time: 10 AM PM
(Do NOT write below this line. Use additional sheets if necessary)

Received from Inmate on:
Day: WEDNESDAY Date: 9/23/15 Time: 1:55 Officer: SIEGEL 10732 Team: A

RESPONDING OFFICER'S STATEMENT (Please print): FORWARD TO C TEAM FOR RESPONSE
THE ABOVE MENTIONED INCIDENT/THREATENING ACCUSATIONS DID NOT OCCUR

Resolved [] Refer to Level II

Officer's Name: LOZADA 110713 Team: C Date: 9/28/15

SUPERVISOR'S ACTION: ON 9-29-15 I INTERVIEWED INMATE [REDACTED] [REDACTED] STATED THE ABOVE COMPLAINT BUT WAS UNSURE WHO THE DEPUTY WAS TALKING TO. HE SAID HE HADN'T DONE ANYTHING WRONG. I SPOKE TO DEPUTY LOZADA. LOZADA SAID HE TOLD AN UNKNOWN INMATE NOT TO REMOVE THE PLASTIC TRAY FROM THE CHOW HALL LIKE EVERYONE ELSE. HE SAID HE NOR ANY OTHER DEPUTIES MADE THE THREATENING COMMENTS.
 Resolved [] Refer to Level III

Supervisor's Name: HERNANDEZ #10604 Team: C Date: 9/29/15

SHIFT LIEUTENANT REVIEW: Concur [] Reversed

SIGNATURE: [Signature] Date: 9/29/15 Time: _____

SUPPORT SERVICE RESPONSE: Unit Assigned: CTEAM SGT Date Assigned: 9/28/15
Date Due: 10/12/15

Response by: _____ Title: _____ Date: 1/1/ Time: _____

FACILITY COMMANDER/DESIGNEE REVIEW: Concur [] Reversed

SIGNATURE: [Signature] Date: 9/29/15 Time: _____

RESPONSE RETURNED TO INMATE: Date: 9/23/15 Time: 124 By: 913018
Distribution: White-Administration Canary-Inmate (Final Disposition) Pink-Inmate (Initial Receipt)

1 TO: DIVISION COMMANDER HOYT
2 From: [REDACTED]
3 RE: APPEAL letter for DENIED GRIEVANCE # [REDACTED]
4 DATE: 12-19-15

5
6 This is AN APPEAL letter FOR GRIEVANCE # [REDACTED] which
7 CORRECTIONAL OFFICER [REDACTED] ONLY USES HISPANIC TRUSTEE/UNIT
8 WORKERS while He is ON SHIFT. He ALSO DENIES US SANITATION CLEANING,
9 SUPPLIES ON A DAILY BASIS. WHATS EVEN MORE DISTURBING IS THE
10 FACT THAT (ALL) OF MY GRIEVANCES AND APPEALS ARE DENIED. THIS IS
11 THE SECOND OCCURANCE OF DISCRIMINATIONS BY SANTA CLARA D.O.C OFFICERS.
12 (SEE GRIEVANCE # [REDACTED] DATE 12-30-14).

13
14 THE FOREGOING IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE,
15 SIGNED UNDER PENALTY OF PERJURY ON THIS DAY OF 12-19-15

16
17
18 X [REDACTED]
19
20 12-19-15
21
22
23
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25
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27
28

County of Santa Clara

Office of the Sheriff

55 West Younger Avenue
San Jose, California 95110-1721
(408) 808-4611



Laurie Smith
Sheriff

October 20, 2015

Mr. [REDACTED]
CEN# [REDACTED] / PFN [REDACTED]
Main Jail Complex
150 West Hedding Street
San Jose, CA 95110

Dear Mr. Blake:

I received your letters dated October 1 and October 14, 2015, which is appealing the response to Grievance # [REDACTED].

Grievance # [REDACTED] states that you believe several deputies threatened you with physical harm. Please be assured that I take all claims of this nature very seriously. After a thorough investigation, including interviewing witnesses, it has been determined that there is no evidence for these claims. Therefore, the answer to Grievance # [REDACTED] still stands.

Sincerely,


Captain Hoyt
Main Jail Division Commander

BH:evv

cc: Legal Resource Coordinator

County of Santa Clara

Employee Services Agency
Liability/Property Claims Department

2310 N. First Street, Suite 202
San Jose, California 95131
(408) 441-4340 Fax: (408) 441-4341



October 27, 2015

PFN: [REDACTED]

[REDACTED]
885 N. San Pedro St.
San Jose, CA 95110

RE: Claimant: [REDACTED]
Date of Loss: 9-23-2015
Our Claim No.: [REDACTED]
Board of Supervisors' No.: [REDACTED]

Dear [REDACTED]:

Our office investigates incidents and claims alleged against the County of Santa Clara.

On October 16, 2015 you filed documents with the Clerk of the Board of Supervisors, who sent them to our office for review and action. We acknowledge receipt of your documents and have setup a file for follow-up activity.

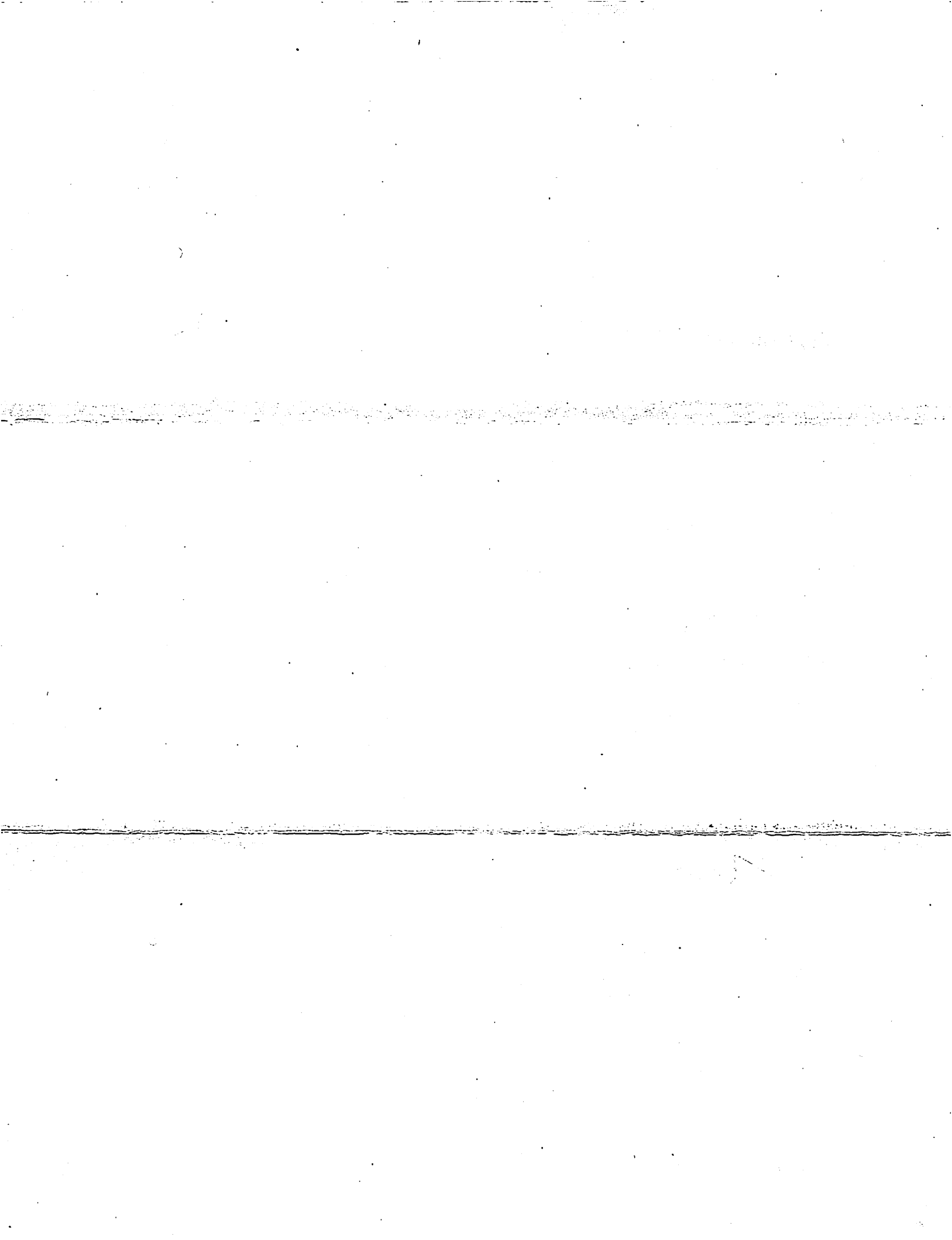
The adjuster handling this file is: Ted Althausen. You may reach him at the above address and at his direct telephone number (408) 441-4345. Once our review process is complete, you may expect a formal written response to your claim submission.

Very truly yours,


ESA Liability/Property Claims Department

TA: rn

S:\Rachel-Ted\2015\ML19 Glover, Roderick (DOC-MJ) 10-27-2015.doc



County of Santa Clara
Office of the Sheriff
Internal Affairs Unit – Custody Bureau

55 West Younger Avenue
San Jose, California 95110-1721
PH: (408) 808-4930 FX: (408) 279-3596



Laurie Smith
Sheriff

December 1, 2015

[REDACTED]
Main Jail South– 345E
885 N. San Pedro Street
San Jose, CA 95110

Dear Mr. [REDACTED]

Internal Affairs received your Inmate Request Form, requesting a copy of complaint 2015-5401, regarding I.A. complaint filed on 10/20/15.

Internal Affairs does not have any complaint number 2015-5401, additionally we do not have a complaint from you filed on October 20, 2015.

The most recent complaint we have from you was filed on September 23, 2015:

“On 09/23/15 at breakfast, C-Team officers stationed around cage, threatened me and several other inmates with physical harm. One officer stated, ‘You guys don’t know us.’ Other officer stated, ‘Yeah, C-Team fucked up – we’ll beat your ass.’ I was in line causing no trouble, getting my breakfast. I felt my life was threatened.”

Complaint was closed **Unfounded**. Sheriff’s Office Administration reviewed this and concurs with these findings.

Sincerely,

Handwritten signature of Laurie Smith.

LAURIE SMITH, SHERIFF
By Lieutenant N. Valenzuela #1841, Internal Affairs
(408) 808-4930

cc: Case File

California State Penal Code Section 832.7 states that all disciplinary action taken against a Deputy Sheriff in the State of California is confidential. The Attorney General of the State of California has declared that the release of any confidential information relating to either an internal investigation or the related disciplinary action would constitute a criminal offense punishable by up to six months in county jail. Based upon the confidential nature of this internal investigation under Section 832.5, you are only being provided with the outcome of the investigation.

**OFFICE OF THE COUNTY COUNSEL
COUNTY OF SANTA CLARA**

70 West Hedding Street
East Wing, 9th Floor
San Jose, California 95110-1770
(408) 299-5900
(408) 292-7240 (FAX)



Orry P. Korb
COUNTY COUNSEL

Winifred Botha
Danny Y. Chou
Robert M. Coelho
Steve Mitra
ASSISTANT COUNTY COUNSEL

December 1, 2015

[REDACTED]
Santa Clara County Department of Correction - Main Jail
150 West Hedding Street
San Jose, California 95110-1718

Re: **Date of Loss:** September 23, 2015 and October 12, 2015
ESA Claim No.: [REDACTED]
Board of Supervisors No.: [REDACTED]

Dear Mr. [REDACTED]

NOTICE OF REJECTION OF CLAIM

Notice is hereby given that the claim you presented on November 2, 2015, was rejected on December 1, 2015.

By this letter, the County of Santa Clara does not waive its right to assert that claimants have failed to comply with the claim presentation and statute of limitation requirements contained in the California Government Code and the California Code of Civil Procedure.

WARNING

Subject to certain exceptions, you have only six (6) months from the date this notice was personally delivered or deposited in the mail to file a court action on this claim. (See Government Code section 945.6). The six-month time limit referred to in this notice applies only to claims or causes of action that are governed by the Government Claims Act. Additionally, the Government Claims Act contains certain exceptions.

You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult an attorney, you should do so immediately.

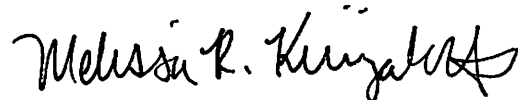
Please also be advised that, pursuant to California Code of Civil Procedure sections 128.7 and 1038, the County will seek to recover all costs of defense in the event an action is filed in

Letter to [REDACTED]
Re: ESA Claims No.: [REDACTED]
December 1, 2015
Page 2

this matter and it is determined that the action was not brought in good faith and with reasonable cause.

Very truly yours,

ORRY P. KORB
County Counsel


MELISSA R. KINYALOC
Deputy County Counsel

MRK:tl

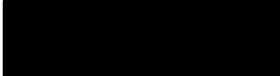
c: Al Rubens, ESA Claims Manager
Ted Althausen, ESA Claims Adjuster

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA CLARA

PROOF OF SERVICE BY MAIL

I, Tam Lobach, say:

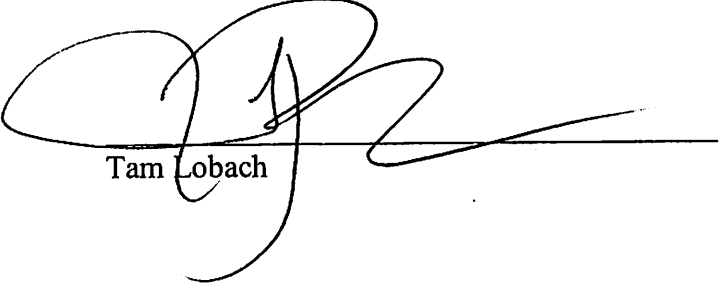
I am now and at all times herein mentioned have been over the age of eighteen years, employed in Santa Clara County, California, and not a party to the within action or cause; that my business address is 70 West Hedding Street, East Wing, 9th Floor, San Jose, California 95110-1770. I am readily familiar with the County's business practice for collection and processing of correspondence for mailing with the United States Postal Service. I served a copy of the **NOTICE OF REJECTION OF CLAIM** by placing said copy in an envelope addressed to:



Santa Clara County Department of Correction - Main Jail
150 West Hedding Street
San Jose, California 95110-1718

which envelope was then sealed, with postage fully prepaid thereon, on December 1, 2015, and placed for collection and mailing at my place of business following ordinary business practices. Said correspondence will be deposited with the United States Postal Service at San Jose, California, on the above-referenced date in the ordinary course of business; there is delivery service by United States mail at the place so addressed.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct, and that this declaration was executed on December 1, 2015, at San Jose, California.


Tam Lobach

CLAIM AGAINST THE COUNTY OF SANTA CLARA

Please submit the completed form to the Clerk of the Board of Supervisors, 70 W. Hedding St., East Wing, 10th Floor, San Jose, CA 95110

Please attach additional pages as needed.

FOR CLERK'S USE ONLY

1. Claimant's full name: _____ Minor
2. Claimant's telephone number: _____
3. Claimant's mailing address: 150 West Hedding ST, SAN JOSE, CA
4. Mailing address to which notices are to be sent, if different from 3: _____
5. Date of the incident or loss: 9-23-15 & 10-12-15
6. Location of the incident or loss: SANTA CLARA D.O.C. MAIN JAIL
7. Describe how the incident or loss happened and the reason why you believe the County of Santa Clara is liable for your damages: DURING BREAKFAST, % [REDACTED] THREATENED ME WITH PHYSICAL HARM. THEN AFTER THE FILING OF A GRIEVANCE [REDACTED] STATED THAT "MY PAPERWORK WON'T DO SHIT TO HIM" GRIEVANCE FILED ON 10-13-15
8. Describe the injury, damage, or loss: HARASSMENT & THREAT OF PHYSICAL HARM, ANXIETY ATTACK, VIOLATION OF POLICY AND PROCEDURES - SECTION 14.03-03(9)(11) SANTA CLARA P.C.C. POLICY & PROCEDURES
9. If a public employee is involved in the injury, damage, or loss, provide name if known: % [REDACTED]
10. Name of witness, if any: _____
11. If the claim is for less than \$10,000, state the total amount of the claim: \$ 50,000.00

List the items totaling the amount of the claim:

Item	Amount	Item	Amount
_____	\$ _____	_____	\$ _____
_____	\$ _____	_____	\$ _____

12. If the claim is for more than \$10,000, is the amount over \$25,000? Yes No

Signature of Claimant or Representative

Date

Any person who, with the intent to defraud, presents any false or fraudulent claim may be punished either by imprisonment or fine, or both. See section 72 of the Penal Code.

GOVERNMENT TORT CLAIM FORM

(PLEASE TYPE OR PRINT ALL INFORMATION REQUESTED)

CLAIM AGAINST Santa Clara D.O.C (NAME OF PUBLIC ENTITY).

1. CLAIMANT'S NAME: 

2. CLAIMANT'S MAILING ADDRESS: 150 West Hedding ST
(ADDRESS)

SAN JOSE CA 95110-1718
(CITY) (STATE) (ZIP CODE)

3. AMOUNT OF CLAIM: \$ 50,000.00

IF THE AMOUNT CLAIMED EXCEEDS TEN THOUSAND DOLLARS (\$10,000), THE AMOUNT OF THE CLAIM SHOULD BE UNSPECIFIED AND CLAIMANT SHOULD INDICATE THE TYPE OF CIVIL CASE:

- LIMITED CIVIL CASE (\$25,000 OR LESS)
- NON-LIMITED CIVIL CASE (OVER \$25,000)

4. ITEMIZATION OF CLAIM: (How was the amount claimed above computed; list items totaling amount set forth above, including damages for pain and suffering, if applicable). IF YOU HAVE SUPPORTING DOCUMENTATION FOR THE AMOUNT CLAIMED (BILLS, RECEIPTS, ETC.), PLEASE ATTACH THREE (3) COPIES TO THIS CLAIM.

ITEM	DOLLAR AMOUNT
① Violation of Santa Clara D.O.C. policy & procedures 1403-03(9)(11)	
② 1st Amendment Retaliation	
③ Penal Code 147	\$ 50,000.00
④ Civil code 3288, 3206	

(CONTINUE ITEMIZATION ON SEPARATE SHEET, IF NECESSARY)

5. ADDRESS TO WHICH NOTICES ARE TO BE SENT IF DIFFERENT FROM LINES 1 AND 2:


(NAME)

150 West Hedding ST
(STREET OR P.O. BOX NUMBER)

SAN JOSE CA 95110-1718
(CITY) (STATE) (ZIP CODE)

6. DATE & TIME OF ACCIDENT OR LOSS: 9-23-15 & 10-12-15

7. LOCATION OF ACCIDENT OR LOSS (INCLUDE CITY, COUNTY, AND STREET ADDRESS, INTERSECTION, ROAD NUMBERS OR MILE MARKER):

Santa Clara D.D.C. MAIN JAIL - 150 West Hedding ST
SAN JOSE, CA 95110-1718

8. HOW DID THE ALLEGED ACCIDENT OR LOSS OCCUR? STATE ALL FACTS WHICH SUPPORT YOUR CLAIM AGAINST THE PUBLIC ENTITY:

DURING Breakfast, % [redacted] and [redacted] Threatened
me with physical harm. They stated "You will kick my ASS."
ON 10-12-15 After filing a COMPLAINT # [redacted] % [redacted] stated
that "my paperwork went to [redacted] to him." This is a violation of
Santa Clara D.D.C. § 14.03-03(9)(ii) and retaliation of 1ST
(CONTINUE ON SEPARATE SHEET, IF NECESSARY) Amendment

9. DESCRIBE INJURY / DAMAGE / LOSS: HARASSMENT, Pattern of Harass, Retaliation
Arrest process

(CONTINUE ON SEPARATE SHEET, IF NECESSARY)

10. NAME OF PUBLIC EMPLOYEE (S) CAUSING INJURY / DAMAGE / LOSS, IF

KNOWN: % [redacted]

11. SIGNATURE OF CLAIMANT OR ATTORNEY/REPRESENTATIVE:

X [redacted] DATED: 10-15-15

12. DAYTIME TELEPHONE NUMBERS (PLEASE INCLUDE AREA CODE)

CLAIMANT
()

ATTORNEY/REPRESENTATIVE
()

NOTICE

SECTION 72 OF THE PENAL CODE PROVIDES:

"EVERY PERSON WHO, WITH INTENT TO DEFRAUD, PRESENTS FOR ALLOWANCE OR FOR PAYMENT TO ANY STATE BOARD OR OFFICER, OR TO ANY COUNTY, CITY, OR DISTRICT BOARD OR OFFICER, AUTHORIZED TO ALLOW OR PAY THE SAME IF GENUINE, ANY FALSE OR FRAUDULENT CLAIM, BILL, ACCOUNT, VOUCHER, OR WRITING," IS GUILTY OF EITHER A MISDEMEANOR OR FELONY AND MAY BE SUBJECT TO IMPRISONMENT AND/OR A FINE.

CLAIM AGAINST THE COUNTY OF SANTA CLARA

Please submit the completed form to the Clerk of the Board of Supervisors, 70 W. Hedding St., East Wing, 10 th Floor, San Jose, CA 95110	
Please attach additional pages as needed.	FOR CLERK'S USE ONLY

1. Claimant's full name: _____ Minor
2. Claimant's telephone number: _____
3. Claimant's mailing address: 150 West Hedding ST, SAN JOSE, CA
4. Mailing address to which notices are to be sent, if different from 3: _____

5. Date of the incident or loss: 9-23-15 & 10-12-15
6. Location of the incident or loss: Santa Clara D.O.C. MAIN JAIL

7. Describe how the incident or loss happened and the reason why you believe the County of Santa Clara is liable for your damages: DURNING Breakfast, % [redacted]

Threaten me with physical harm. Then AFTER THE FILING OF A GRIEVANCE % [redacted] stated THAT "MY PAPERWORK WAST DO SHIT TO HIM" GRIEVANCE Filed on 10-13-15

8. Describe the injury, damage, or loss: HARASSMENT & THREAT OF PHYSICAL HARM, ANTI-VIOL ATTACK, violation of Policy and procedure - section 14.03-03(9)(11) SANTA CLARA policy & proced. int

9. If a public employee is involved in the injury, damage, or loss, provide name if known: % [redacted]

10. Name of witness, if any: _____
11. If the claim is for less than \$10,000, state the total amount of the claim: \$ 50,000.00

List the items totaling the amount of the claim:

Item	Amount	Item	Amount
	\$ _____		\$ _____
	\$ _____		\$ _____

12. If the claim is for more than \$10,000, is the amount over \$25,000? Yes No

Signature of Claimant or Representative

10-15-15
Date

Any person who, with the intent to defraud, presents any false or fraudulent claim may be punished either by imprisonment or fine, or both. See section 72 of the Penal Code.

GOVERNMENT TORT CLAIM FORM

(PLEASE TYPE OR PRINT ALL INFORMATION REQUESTED)

CLAIM AGAINST SANTA CLARA D.C.C. (NAME OF PUBLIC ENTITY).

1. CLAIMANT'S NAME: [REDACTED]

2. CLAIMANT'S MAILING ADDRESS: 150 West Hedding ST
(ADDRESS)

SAN JOSE (CITY) CA (STATE) 95110-1718 (ZIP CODE)

3. AMOUNT OF CLAIM: \$ 50,000.00

IF THE AMOUNT CLAIMED EXCEEDS TEN THOUSAND DOLLARS (\$10,000), THE AMOUNT OF THE CLAIM SHOULD BE UNSPECIFIED AND CLAIMANT SHOULD INDICATE THE TYPE OF CIVIL CASE:

- LIMITED CIVIL CASE (\$25,000 OR LESS)
- NON-LIMITED CIVIL CASE (OVER \$25,000)

4. ITEMIZATION OF CLAIM: (How was the amount claimed above computed; list items totaling amount set forth above, including damages for pain and suffering, if applicable). IF YOU HAVE SUPPORTING DOCUMENTATION FOR THE AMOUNT CLAIMED (BILLS, RECEIPTS, ETC.), PLEASE ATTACH THREE (3) COPIES TO THIS CLAIM.

ITEM	DOLLAR AMOUNT
① Violation of SANTA CLARA D.C.C. policy & procedure 14 03-03(9)(11)	
② 1st Amendment Retaliation	
③ Penal Code 147	\$ 50,000.00
④ Civil code 3284, 3206	

(CONTINUE ITEMIZATION ON SEPARATE SHEET, IF NECESSARY)

5. ADDRESS TO WHICH NOTICES ARE TO BE SENT IF DIFFERENT FROM LINES 1 AND 2:

[REDACTED] (NAME)
150 West Hedding ST (STREET OR P.O. BOX NUMBER)
SAN JOSE (CITY) CA (STATE) 95110-1718 (ZIP CODE)

6. DATE & TIME OF ACCIDENT OR LOSS: 9-23-15 & 10-12-15

7. LOCATION OF ACCIDENT OR LOSS (INCLUDE CITY, COUNTY, AND STREET ADDRESS, INTERSECTION, ROAD NUMBERS OR MILE MARKER):

Santa Clara D.D.C. MAIN JAIL - 150 West Hedding ST
SAN JOSE, CA 95110-1718

8. HOW DID THE ALLEGED ACCIDENT OR LOSS OCCUR? STATE ALL FACTS WHICH SUPPORT YOUR CLAIM AGAINST THE PUBLIC ENTITY:

DURING Breakfast, §6 [redacted] and [redacted] Threatened
me with physical harm. They stated that they will beat my ASS.
ON 10-12-15 After P.M. a "conference" [redacted] §6 [redacted] stated
that "my private work went to [redacted] to him." This is a violation of
Santa Clara D.D.C. § 14.03-0319(11) and retaliation of 1st
(CONTINUE ON SEPARATE SHEET, IF NECESSARY) Amendment

9. DESCRIBE INJURY / DAMAGE / LOSS: HARASSMENT, THREATS OF HARM, RETALIATION
Private property

(CONTINUE ON SEPARATE SHEET, IF NECESSARY)

10. NAME OF PUBLIC EMPLOYEE (S) CAUSING INJURY / DAMAGE / LOSS, IF

KNOWN: §6 [redacted]

11. SIGNATURE OF CLAIMANT OR ATTORNEY/REPRESENTATIVE:

[redacted] DATED: 10-13-15

12. DAYTIME TELEPHONE NUMBERS (PLEASE INCLUDE AREA CODE)
CLAIMANT () ATTORNEY/REPRESENTATIVE ()

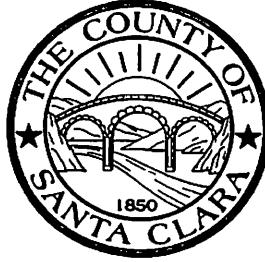
NOTICE

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**OFFICE OF THE COUNTY COUNSEL
COUNTY OF SANTA CLARA**

70 West Hedding Street
East Wing, 9th Floor
San Jose, California 95110-1770
(408) 299-5900
(408) 292-7240 (FAX)



Orry P. Korb
COUNTY COUNSEL

Winifred Botha
Danny Y. Chou
Robert M. Coelho
Steve Mitra
ASSISTANT COUNTY COUNSEL

December 1, 2015

[REDACTED]
Santa Clara County Department of Correction - Main Jail
150 West Hedding Street
San Jose, California 95110-1718

Re: **Date of Loss:** September 23, 2015 and October 12, 2015
ESA Claim No.: [REDACTED]
Board of Supervisors No.: [REDACTED]

Dear Mr. [REDACTED]

NOTICE OF REJECTION OF CLAIM

Notice is hereby given that the claim you presented on November 2, 2015, was rejected on December 1, 2015.

By this letter, the County of Santa Clara does not waive its right to assert that claimants have failed to comply with the claim presentation and statute of limitation requirements contained in the California Government Code and the California Code of Civil Procedure.

WARNING

Subject to certain exceptions, you have only six (6) months from the date this notice was personally delivered or deposited in the mail to file a court action on this claim. (See Government Code section 945.6). The six-month time limit referred to in this notice applies only to claims or causes of action that are governed by the Government Claims Act. Additionally, the Government Claims Act contains certain exceptions.

You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult an attorney, you should do so immediately.

Please also be advised that, pursuant to California Code of Civil Procedure sections 128.7 and 1038, the County will seek to recover all costs of defense in the event an action is filed in

The first part of the document discusses the importance of maintaining accurate records of all transactions. It emphasizes that every entry should be supported by a valid receipt or invoice. This ensures transparency and allows for easy verification of the data.

Additionally, it is noted that the records should be kept up-to-date and organized in a clear, logical manner. This helps in identifying trends and anomalies over time, which is crucial for effective financial management.

The second section focuses on the role of the accounting department in providing accurate and timely information to management. It states that the department should regularly review the financial statements and provide detailed explanations for any significant variances.

Furthermore, it is highlighted that the accounting team should maintain strong communication with other departments to ensure that all financial data is correctly recorded and reported. This collaborative approach is essential for the overall success of the organization.

The third part of the document addresses the need for strict adherence to internal controls and policies. It stresses that these measures are necessary to prevent fraud, errors, and misstatements. Regular audits and reviews should be conducted to ensure that all procedures are being followed correctly.

It is also mentioned that the organization should invest in training and development for its accounting staff to keep them updated on the latest industry practices and technologies. This will help in improving the efficiency and accuracy of the financial reporting process.

In conclusion, the document reiterates the importance of a robust financial reporting system. It calls for a commitment to high standards of accuracy, transparency, and integrity in all financial activities. By following these guidelines, the organization can ensure that its financial data is reliable and useful for decision-making.

The document ends with a statement of intent to continue monitoring and improving the financial reporting process to meet the evolving needs of the organization.

Letter to [REDACTED]

Re: ESA Claims No.: [REDACTED]

December 1, 2015

Page 2

this matter and it is determined that the action was not brought in good faith and with reasonable cause.

Very truly yours,

ORRY P. KORB
County Counsel



MELISSA R. KINYALOCTS
Deputy County Counsel

MRK:tl

c: Al Rubens, ESA Claims Manager
Ted Althausen, ESA Claims Adjuster

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA CLARA

PROOF OF SERVICE BY MAIL

I, Tam Lobach, say:

I am now and at all times herein mentioned have been over the age of eighteen years, employed in Santa Clara County, California, and not a party to the within action or cause; that my business address is 70 West Hedding Street, East Wing, 9th Floor, San Jose, California 95110-1770. I am readily familiar with the County's business practice for collection and processing of correspondence for mailing with the United States Postal Service. I served a copy of the **NOTICE OF REJECTION OF CLAIM** by placing said copy in an envelope addressed to:



Santa Clara County Department of Correction - Main Jail
150 West Hedding Street
San Jose, California 95110-1718

which envelope was then sealed, with postage fully prepaid thereon, on December 1, 2015, and placed for collection and mailing at my place of business following ordinary business practices. Said correspondence will be deposited with the United States Postal Service at San Jose, California, on the above-referenced date in the ordinary course of business; there is delivery service by United States mail at the place so addressed.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct, and that this declaration was executed on December 1, 2015, at San Jose, California.

A handwritten signature in blue ink, consisting of stylized, overlapping loops and lines, positioned above a horizontal line.

Tam Lobach

TO: DIVISION COMMANDER HOYT

FROM: [REDACTED]

DATE: 10-23-15

RE: Appeal of Grievance # [REDACTED]

ON 10-12-15, while walking to dining hall, C/O [REDACTED] stated to me "YOUR PAPERWORK ISNT GOING TO DO SHIT TO ME," REFERRING TO GRIEVANCE TRACKING # [REDACTED] AS OF ALL OF MY GRIEVANCES, THE RESPONSES FROM STAFF ARE LIES ALL THE WAY TO THE FACILITY COMMANDER. THERE WAS WITNESSED TO THE EVENTS THAT IVE REPORTED. [REDACTED] AND C/O [REDACTED] OF D-TEAM WAS STANDING NEXT TO C/O [REDACTED] WHEN HE MADE THAT STATEMENT.

I'm requesting a copy of the investigation report ([REDACTED]) AS I'm THE ATTORNEY OF RECORD FOR COURT PROCEEDINGS. THE FOREGOING IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE. SIGNED UNDER PENALTY OF PERJURY ON THIS DAY OF 10-22-15.

Sincerely,

X

[REDACTED]
SANTA CLARA DDC-MAIN Bldg
150 WEST HEDBURN ST
SAN JOSE, CA 95110-1718

10-22-15

D: DIVISION COMMANDER Hoyt

RE: [REDACTED]

TE: 10-14-15

E: OFFICER MISCONDUCT

ON 9-23-15, Correctional officer [REDACTED] AND [REDACTED] made threats of physical harm during breakfast with statements such as "you got C-Team fucked up - will beat your ass" for no apparent reason. I filed a grievance tracking # [REDACTED] which was denied. Then on 10-12-15, [REDACTED] stated to me that "my paperwork won't do shit to him", referencing my grievance I filed. I filed another grievance regarding that incident for prison officials may not retaliate against or harass me for exercising right of access to courts or for complaining to supervisor about guards misconduct. (see Woods vs Smith, 60 F3d 1161 (1995)).

The right of access to the courts is an aspect of the first amendment right to petition government for redress of grievances. [REDACTED] prison statement had a chilling effect on my right to petition which is impermissible, and that the filing of grievances is protected conduct under the constitution.

I seek monetary damages and civil penalty actions. The foregoing is true and correct, signed under penalty of perjury on this day of 10-14-15

Sincerely

MR. [REDACTED]
SANTA CLARA D.O.C. MAIN JAIL
150 WEST HEDDING ST.
SAN JOSE, CA 95110-1112

X [REDACTED]

10-14-15

Main Jail []
Main Jail South []
North County Jail []

SANTA CLARA COUNTY DEPARTMENT OF CORRECTIONS
INMATE GRIEVANCE FORM

Elmwood []
CCW []
WRC []

5-B
(93-1-9-16)

INMATE'S NAME:	BOOKING NUMBER:	HOUSING UNIT: 345 EAST
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DETAILS OF GRIEVANCE. PRINT! BE SPECIFIC! PURSUANT TO Santa Clara Inmate Orientation and Rulebook. States Employees MAY NOT use profane, derogatory, insulting or threatening language. % [redacted] and [redacted] violated these requirements when [redacted] told [redacted] "roll up your shirt and having breakfast" % [redacted] told an inmate to stop bossing "motherfucker". Inmates have a right to be treated respectfully, impartially and fairly by all.

WHAT SOLUTION ARE YOU RECOMMENDING? (page 4 & 5) investigation (P.C. 147)

Your Signature: [redacted] Date: 1/4/16 Time: 11 AM/PM
(Do not write below this line. Use additional sheets if necessary)

Received from Inmate on: Day: Monday Date: 1/4/16 Time: 1508 Officer: MARTIN Team: A

RESPONDING OFFICER'S STATEMENT (Please print):

Resolved Refer to Level II

Officer's Name: Team: Date: / /

SUPERVISOR'S ACTION:

Resolved Refer to Level III

Supervisor's Name: Team: Date: / /

SHIFT LEUTENANT REVIEW: Concur Reversed

SIGNATURE: Date: / / Time:

SUPPORT SERVICE RESPONSE: Unit Assigned: Date Assigned: / /
Date Due: / /

Response by: Title: Date: / / Time:

FACILITY COMMANDER/DESIGNEE REVIEW: Concur Reversed

SIGNATURE: Date: / / Time:

RESPONSE RETURNED TO INMATE: Date: / / Time: By:

Main Jail
Main Jail South
North County Jail

SANTA CLARA COUNTY DEPARTMENT OF CORRECTION
INMATE GRIEVANCE FORM

Elmwood
CCW
WRC

INMATE NAME: [REDACTED]	BOOKING NUMBER: [REDACTED]	HOUSING UNIT: 345 EAST
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DETAILS OF GRIEVANCE. PRINT! BE SPECIFIC: [REDACTED] and [REDACTED] of C-TROM
 Along with [REDACTED], retaliated by wakin me up looking for an
 answer that is not in 345 EAST, locked the Cates as if we
 are locked down, and exhibiting hostile and aggressive attitudes.
 I feel threatened and my anxiety is triggered by these demands.
 I work as a TIE worker for Zapanta & Trimmer and I had extra clothes

WHAT SOLUTION ARE YOU RECOMMENDING?: speak with mental health
 Your Signature: [REDACTED] Date: 12/21/15 Time: 6 AM (PM)

***** (do not write below this line. Use additional sheets if necessary) *****
 Received from Inmate on:
 Day: Monday Date: 12/21/15 Time: 1900 Officer: CABRERA #10444 Team: C

RESPONDING OFFICER'S STATEMENT (Please print): AT NO TIME HAS INMATE [REDACTED] BEEN
 THREATENED BY CUSTODY STAFF. ALL INMATES WERE INSTRUCTED TO GET ON THEIR
 BUNKS FOR COUNT. THE CATE WAS OPENED WHEN IT WAS TIME TO PROGRAM. YOU ARE NOT
 DROPPED IN TRUSTEE DORM AND YOU ARE NOT ENTITLED TO EXTRA CLOTHING. MENTAL HEALTH

Resolved Refer to Level II HAS BEEN CONTACTED SO THEY CAN COME AND SPEAK WITH YOU.
 Officer's Name: CABRERA #10444 Team: C Date: 12/23/15

SUPERVISOR'S ACTION: _____

Resolved Refer to Level III

Supervisor's Name: _____ Team: _____ Date: ___/___/___

SHIFT LIEUTENANT REVIEW: Concur Reversed _____

SIGNATURE: _____ Date: ___/___/___ Time: _____

SUPPORT SERVICE RESPONSE: Unit Assigned: _____ Date Assigned: ___/___/___
 Date Due: ___/___/___

Response by: _____ Title: _____ Date: ___/___/___ Time: _____

FACILITY COMMANDER/DESIGNEE REVIEW: Concur Reversed _____

SIGNATURE: _____ Date: ___/___/___ Time: _____

RESPONSE RETURNED TO INMATE: Date: ___/___/___ Time: _____ By: _____
 Distribution: White-Administration Canary-Inmate (Final Disposition) Pink-Inmate (Initial Receipt)

EXAMPLE OF HIGH RISK MISCONDUCT

SANTA CLARA COUNTY DEPARTMENT OF CORRECTION
INMATE GRIEVANCE FORM

Elmwood
CCW
WRC

Main Jail
Main Jail South
North County Jail

INMATE'S NAME: [REDACTED] BOOKING NUMBER: [REDACTED] HOUSING UNIT: 7-19

DETAILS OF GRIEVANCE. PRINT! BE SPECIFIC!: LT [REDACTED] AND LT [REDACTED] Intimidated Transportation bus outside Santa Clara County of the Hall of Justice and Debris to use profane, demeaning, insulting and derogatory language and body posture towards me and other inmates on the back of the bus. They called us 'bitches', 'dick boots' 'you are fucking punks', 'wear old school fucking sneakers' pieces of shit 7-7-14 at 4pm

WHAT SOLUTION ARE YOU RECOMMENDING?: Full Transportation, Money (not damaged)
Your Signature: [REDACTED] Date: 7/16/14 Time: 9 AM/PM
(Do not write below this line. Use additional sheets if necessary)

Received from Inmate on: _____
Day: SAT Date: 7/16/14 Time: 2:30 Officer: [REDACTED] Team: [REDACTED]

RESPONDING OFFICER'S STATEMENT (Please print): _____

Resolved Refer to Level II
Officer's Name: _____ Team: _____ Date: ____/____/____

SUPERVISOR'S ACTION: Resolved
August 14 to complete review
Received 9/16/14
copy 9/16/14

Resolved Refer to Level III
Supervisor's Name: _____ Team: _____ Date: ____/____/____

SHIFT LIEUTENANT REVIEW: Concur Reversed _____

SIGNATURE: _____ Date: ____/____/____ Time: _____
SUPPORT SERVICE RESPONSE: Unit Assigned: _____ Date Assigned: ____/____/____
Date Due: ____/____/____

You are correct that we entered the Transportation bus and addressed you and two other inmates. However, aside from that fact, your account of the situation is false. The three of you were yelling profanities through the bus windows at numerous passersby, which consisted of adults and young children. Upon witnessing these shameful behaviors, we entered the bus, quoted the foul and inappropriate language we heard you speak, and admonished the three of you to cease immediately.

Response by: [REDACTED] Title: IT Date: 9/29/14 Time: 10:10 AM/PM

FACILITY COMMANDER/DESIGNEE REVIEW: Concur Reversed
If it were not so important to dress-down your behavior immediately, we would have recorded your custody into and followed-up with infractions regarding the numerous rule violations we witnessed.

SIGNATURE: [REDACTED] Date: 9/29/14 Time: 10:50
RESPONSE RETURNED TO INMATE: Date: ____/____/____ Time: _____ By: _____
(Initial Receipt)

Santa Clara D.O.C. - MAIN JAIL
150 West Hedding ST
SAN JOSE, CA 95110-1218

Legal Mail

Santa Clara Co. Board of Supervisors
~~ATTN:~~ LA DORIS CORDELL - Blue Ribbon Commission - Chair
70 WEST HEDDING ST. 10TH FLOOR
SAN JOSE, CA 95110

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