

1                   **DECLARATION AND CERTIFICATION OF RECORDS**  
2                   **OF JAMES ENGLEMAN**

3                   I, James Engleman, do hereby declare and state the following:

4         1. I am the Associate Warden with the Federal Bureau of Prisons (“BOP”) at the  
5         Federal Correctional Complex in Lompoc, California (“FCC Lompoc”), and have been  
6         working here since February 2017, and have served as Acting Complex Warden at  
7         various times during my tenure here. As the Associate Warden, I am responsible for  
8         exercising control and supervision of various aspects of the institution's functions such as  
9         programs, operations, medical, mental health, clinical programs, custody, transportation,  
10        industries and education. In this position, I have worked with Executive Staff overseeing  
11        sound correctional management of smaller scale infectious disease outbreaks, like the  
12        mumps in 2019. Currently, I oversee Food Service, Education, Recreation, Religious  
13        Services, and Reentry Affairs Complex-wide. As advisors and assistants to the Warden,  
14        Associate Wardens play a major role in the determination and establishment of policies  
15        and programs involved in the institutional operations.

16        2. I have been employed by the BOP in positions of increasing responsibility, since  
17        June 1999. I have held positions of increasing authority in the BOP including as  
18        Associate Warden, FCI Englewood, Colorado; Executive Assistant, FCC Victorville,  
19        California; Unit Manager, USMCFP Springfield, Missouri; Unit Manager, FPC  
20        Alderson, West Virginia; Case Manager, USP Lompoc, California; Correctional Officer,  
21        FCI Lompoc, California.

22        3. As part of my official duties as the Associate Warden, in collaboration with the  
23        Warden, I manage and direct day to day programming and operations at FCC Lompoc. I  
24        have been working in concert with the Acting Wardens at FCC Lompoc to implement  
25        and facilitate the Complex’s response to COVID-19.

26        4. With respect to COVID-19, specifically, I am involved on a daily basis in the  
27        identification, planning, and implementation of all BOP directives for addressing  
28        COVID-19 at FCC Lompoc. I have knowledge of both the BOP’s national directives

1 relating to COVID-19 and the additional and / or individualized steps that FCC Lompoc,  
2 has taken to combat and address COVID-19. Accordingly, through the course of my  
3 official duties, I have personal knowledge regarding the numerous measures discussed  
4 below, that have been implemented both BOP-wide and at FCC Lompoc to provide for  
5 the safe and orderly running of the facility during the national pandemic and access to  
6 records maintained by the BOP relating to the individual Petitioners. The facts set forth  
7 in this Declaration are based on my personal knowledge and based on my review of the  
8 official records of the BOP which are maintained in the ordinary course of its business.

9 5. FCC Lompoc is a federal prison complex which houses male inmates at a United  
10 States Penitentiary (USP Lompoc or “LOM”) which operates as a medium security  
11 institution and has a minimum security satellite camp including a farm as well as Federal  
12 Correctional Institution (FCI Lompoc or “LOF”) which operates as a low security  
13 institution. FCC Lompoc is situated approximately 150 miles north of Los Angeles and  
14 53 miles north of Santa Barbara, in the heart of California’s Central Coast. The inmates  
15 designated to FCC Lompoc have imposed sentences as short as months and as long as  
16 Life imprisonment. They range in age from 19 to 80. Their convictions are for a wide  
17 variety of offenses including drug related charges, sex offenses, weapons charges,  
18 fraud/bribery & extortion, and homicide among others.

19 6. USP Lompoc has units that are physically divided into 2-man cells with walls and  
20 cell doors and some of the units have grills for doors. Each cell has a sink/water  
21 fountain and toilet inside. FCI Lompoc and all three buildings that comprise the Camp’s  
22 housing facilities are structured dormitory style. Some of the areas have open bay  
23 configurations, while others are structured with smaller 8 – 10 man rooms. There are  
24 community restrooms with sinks, toilet facilities, and showers.

25 7. FCC Lompoc has a population of 2,599 inmates as of June 3, 2020.

- 26 a. USP Lompoc's current population as of June 3, 2020, consists of 1,124 inmates  
27 at the medium security facility. Of these, 250 are actually inmates from the  
28 FCI housed at the USP temporarily. Therefore, the population of USP inmates

1       is presently 874. There are presently 474 inmates at the Camp, with 323 of  
2       those inmates at the South Camp and 151 inmates at the North Camp.

- 3           i. Of the population as of June 3, 2020, 33 inmates in the medium security  
4           facility (including the 250 FCI inmates) or 2.9% are over age 65 and 38  
5           inmates or 8.0% at the Camp are over age 65.  
6           ii. The USPs population has been steadily decreasing. The average daily  
7           population of the USP was 1,058 in January, 1,012 in February, in March  
8           it was 980, and in April it was 986 while the average daily population at  
9           the Camp, including Camp N, was 507 in January 2020, 522 in February,  
10          525 in March and 521 in April.  
11          b. FCI Lompoc's population as of June 3, 2020 was 1,000 inmates. Notably, 250  
12          of FCI Lompoc's inmates are being housed at USP Lompoc, bringing the  
13          actual population to 1,250 inmates which is 89 fewer inmates than were in  
14          population on average in January of 2020.  
15           i. There are 62 inmates, or 6.2%, who are aged 65 or over at FCI Lompoc.  
16           ii. The FCIs population has decreased significantly since January. In January  
17           was 1,339, February the average daily population was 1,314, in March it  
18           was 1,293, and in April it was 1,240.

19 **I. PLAINTIFFS-PETITIONERS**

20 **A. Yonnedil Carror-Torres, Reg. No. 41928-069**

21       Yonnedil Carror-Torres, Reg. No. 41928-069, is a 24-year old male presently  
22       entrusted to the custody of the BOP for service of an aggregate 240-month sentence of  
23       imprisonment imposed in the District of Puerto Rico after having been convicted of  
24       violating Title 18 U.S.C. § 2119, by carjacking with serious bodily injury; that is the  
25       sexual assault of victim A.P.R., and aiding and abetting for which he was sentenced to  
26       120 months incarceration and violating 18 U.S.C. § 924(c)(1)(a)(ii) by carrying a firearm  
27       in furtherance of a crime of violence and aiding and abetting for which he was sentenced  
28       to a consecutive term of 120 months incarceration in case number 3:15-CR-00697-1

1 (FAB). A copy of the SENTRY Print-out Public Information Inmate Data for inmate  
2 Carror-Torres which documents this information is provided as Exhibit A. Pursuant to a  
3 review of the Presentence Investigation Report prepared in the case for which he is  
4 incarcerated, the offense for the charges Carror-Torres has been convicted of involved  
5 him pointing a handgun at victim 1 while telling her to undress, “introduce[ing] his  
6 fingers inside Victim’s vagina several times” and “forcefully introduce[ing] his penis  
7 inside Victim 1’s mouth” forcing her to have oral sex for approximately 5 minutes.  
8 There are two victims in his current criminal case who participate in the Department of  
9 Justice’s Victim Notification System.

10 9. Carror-Torres is currently designated to the Federal Correctional Complex, USP  
11 Lompoc (“LOM”). See Ex. A at 1. He has been housed at USP Lompoc since his  
12 arrival on December 27, 2019. He was assigned to K Unit except for a brief period  
13 between April 23, 2020 and May 7, 2020 when he was in the House H. His projected  
14 release date is 08-07-2023, assuming he earns all available good conduct time. Ex. A at  
15 1. He has completed 41% of his sentence, or 7 years, 1 month and 4 days as of June 2,  
16 2020, assuming he earns all possible good conduct time prior to his release. Ex. A at 3.

17 10. Carror-Torres has not filed any administrative remedies while incarcerated. A  
18 copy of the SENTRY Print-out Administrative Remedy Generalized Retrieval for inmate  
19 Carror-Torres is provided as Exhibit B.

20 11. Upon entering USP Lompoc, inmate Carror-Torres was provided a copy of the  
21 Admissions and Orientation (A & O) Handbook which includes information on how to  
22 pursue administrative remedies and he attended A & O Training at which time he was  
23 also verbally advised how to submit a Request for Administrative Remedy.

24 12. Petitioner Carror-Torres has received disciplinary sanctions for among other  
25 things fighting and possession of amphetamines while incarcerated. Attached as Exhibit  
26 C is a SENTRY Print-out Inmate Discipline Data showing his disciplinary history.

27 13. He has been scored as having a HIGH RISK RECIDIVISM LEVEL using the  
28 Prisoner Assessment Tool Targeting Estimated Risk and Need (PATTERN).

1      **B. Vincent Reed, Reg. No. 27173-016**

2      14. Vincent Reed, Reg. No. 27173-016, is a 54-year old male presently entrusted to  
3      the custody of the BOP for service of a reduced sentence of imprisonment of 300 months  
4      imposed by the District of Columbia after having been convicted of violating Title 18  
5      U.S.C. § 2113(a) & (d), Armed Bank Robbery, Violation of 22 D.C. Code § 2803(a)(1)  
6      and (b)(1), Armed Carjacking, and 22 D.C. Code § 303, Destroying Property (Felony) in  
7      case number 03-CR-00560. A copy of the SENTRY Print-out Public Information  
8      Inmate Data for inmate Reed which documents this information is provided as Exhibit  
9      D. Pursuant to a review of the Presentence Investigation Report prepared in the case for  
10     which he is incarcerated, the offense conduct for the charges Reed has been convicted of  
11     involved him pointing a handgun at a teller and demanding money and during his escape  
12     he carjacked a pickup truck by pointing a gun at the driver.

13     15. Reed is currently designated to the Federal Correctional Complex, USP Lompoc  
14     (“LOM”). He has been housed at USP Lompoc since his arrival on November 7, 2016.  
15     Recently, he was assigned to F Unit except for a brief period between March 30, 2020  
16     and April 2, 2020, when he was in the Special Housing Unit for isolation and was then  
17     transferred to and remained at H Unit from April 2, 2020 to April 17, 2020.

18     16. His projected release date is 08-05-2025, assuming he earns all available good  
19     conduct time. Ex. D at 1. He has completed 76.1% of his sentence, or 16 years and 6  
20     months as of June 2, 2020, assuming he earns all possible good conduct time prior to his  
21     release. Ex. D at 3.

22     17. Reed has filed administrative remedies while incarcerated, but he has not filed nor  
23     exhausted any issues relating to his conditions of confinement or medical concerns. He  
24     submitted an appeal denying his request the BOP file a motion on his behalf for  
25     reduction of his sentence on May 23, 2020. A copy of the SENTRY Print-out  
26     Administrative Remedy Generalized Retrieval for inmate Reed is provided as Exhibit E.

27     18. Upon entering USP Lompoc, inmate Reed was provided a copy of the  
28     Admissions and Orientation (A & O) Handbook which includes information on how to

1 pursue administrative remedies and he attended A & O Training at which time he was  
2 also verbally advised how to submit a Request for Administrative Remedy.

3 19. Petitioner Reed has received disciplinary sanctions for among other things  
4 fighting and possessing a dangerous weapon while incarcerated. Attached as Exhibit F is  
5 a SENTRY Print-out Inmate Discipline Data showing his disciplinary history.

6 20. He has been scored as having a MEDIUM RISK RECIDIVISM LEVEL using the  
7 Prisoner Assessment Tool Targeting Estimated Risk and Need (PATTERN).

8 **C. Felix Samuel Garcia, Reg. No. 46693-298**

9 21. Felix Samuel Garcia, Reg. No. 46693-298, is a 35-year old male presently  
10 entrusted to the custody of the BOP for service of an 87-month imposed by the Southern  
11 District of California after having been convicted of violating Title 21 U.S.C. § 841(a)(1)  
12 for possession of methamphetamine with intent to distribute in case number 14-CR-  
13 00657. A copy of the SENTRY Print-out Public Information Inmate Data for inmate  
14 Garcia which documents this information is provided as Exhibit G.

15 22. Garcia is currently designated to the Federal Correctional Complex, Federal  
16 Correctional Institution in Lompoc, California (FCI Lompoc or “LOF”). See Ex. G at 1.  
17 He was housed at FCI Lompoc from his arrival on June 19, 2017, through May 7, 2020,  
18 when he was transferred to M Unit at USP Lompoc after having tested negative for  
19 COVID-19. Recently, at FCI Lompoc he was assigned to J Unit and House U until his  
20 transfer to USP Lompoc where he was housed in M Unit.

21 23. His projected release date is 11-06-2020, assuming he earns all available good  
22 conduct time and successfully completes the community portion of the drug treatment  
23 program under 18 U.S.C. § 3621(e). Ex. G at 1. He has completed 76.8% of his  
24 sentence, or 4 years and 9 months as of June 2, 2020, assuming he earns all possible  
25 good conduct time prior to his release. Ex. G at 3.

26 24. Garcia has filed administrative remedies while incarcerated, but he has not filed  
27 nor exhausted any issues relating to his conditions of confinement or medical concerns at

1 FCC Lompoc. A copy of the SENTRY Print-out Administrative Remedy Generalized  
2 Retrieval for inmate Garcia is provided as Exhibit H.

3 25. Upon entering FCI Lompoc, inmate Garcia was provided a copy of the  
4 Admissions and Orientation (A & O) Handbook which includes information on how to  
5 pursue administrative remedies and he attended A & O Training at which time he was  
6 also verbally advised how to submit a Request for Administrative Remedy.

7 26. Petitioner Garcia has received disciplinary sanctions for refusing to obey an order  
8 while incarcerated. Attached as Exhibit I is a SENTRY Print-out Inmate Discipline Data  
9 showing his disciplinary history.

10 27. He has been scored as having a LOW RISK RECIDIVISM LEVEL using the  
11 Prisoner Assessment Tool Targeting Estimated Risk and Need (PATTERN).

12 28. Petitioner is close to release and has been considered for prelease confinement  
13 and has a tentative residential reentry center (RRC) transfer date of July 9, 2020. The  
14 location of the designation is law enforcement sensitive information. He has a prior  
15 conviction for having sex with a minor 3 + years his younger in San Diego County in  
16 2003, so he is subject to sex offender notifications.

17 **D. Andre Brown, Reg. No. 54460-097**

18 29. Andre Brown, Reg. No. 54460-097, is a 54-year old male presently entrusted to  
19 the custody of the BOP for service of an 150-month imposed by the Central District of  
20 California after having been convicted of violating Title 21 U.S.C. §§  
21 841(a)(1),(b)(1)(B)(iv) & 846 for Conspiracy to Manufacture, Distribute, and possess  
22 with Intent to Distribute Phencyclidine (PCP), and Illegally Possess a Listed Chemical  
23 and Distribution and Possession with Intent to Distribute PCP in case number 13-CR-  
24 00822. A copy of the SENTRY Print-out Public Information Inmate Data for inmate  
25 Brown which documents this information is provided as Exhibit J.

26 30. Brown is currently designated to USP Lompoc (“LOM”). See Ex. J at 1. He was  
27 housed at FCI Lompoc from his arrival on June 3, 2019. Brown has been assigned to  
28 the Special Housing Unit at USP Lompoc since February 2, 2020, pending investigation

1 of possible misconduct which resulted in no disciplinary action being taken but did result  
2 in the decision being made to transfer him to another facility. Inmates in administrative  
3 detention in the Special Housing Unit at USP Lompoc do not have access to TRULINKS  
4 and are restricted to one phone call a month. He is pending an anticipated transfer to  
5 another facility that was scheduled to be effective on March 5, 2020, but which did not  
6 take place as BOP stopped all routine movement in March. The location of the  
7 designation is law enforcement sensitive information. It is anticipated the move will  
8 occur once BOP resumes inmate movement.

9 31. Petitioner Brown's projected release date is 10-06-2024, assuming he earns all  
10 available good conduct time. Ex. J at 1. He has completed 59.2% of his sentence, or 6  
11 years, 3 months, and 21 days as of June 2, 2020, assuming he earns all possible good  
12 conduct time prior to his release. Ex. J at 3.

13 32. Brown has filed administrative remedies while incarcerated, but he has not filed  
14 nor exhausted any issues relating to his conditions of confinement or medical concerns at  
15 FCC Lompoc. A copy of the SENTRY Print-out Administrative Remedy Generalized  
16 Retrieval for inmate Brown is provided as Exhibit K.

17 33. Upon entering FCI Lompoc, inmate Brown was provided a copy of the  
18 Admissions and Orientation (A & O) Handbook which includes information on how to  
19 pursue administrative remedies and he attended A & O Training at which time he was  
20 also verbally advised how to submit a Request for Administrative Remedy.

21 34. Petitioner Brown has received disciplinary sanctions for refusing to obey an order  
22 and insolence while incarcerated. Attached as Exhibit L is a SENTRY Print-out Inmate  
23 Discipline Data showing his disciplinary history.

24 35. He has been scored as having a LOW RISK RECIDIVISM LEVEL using the  
25 Prisoner Assessment Tool Targeting Estimated Risk and Need (PATTERN).

26 **E. Sean Fears, Reg. No. 34183-060**

27 36. Sean Fears, Reg. No. 34183-060, is a 50-year old male presently entrusted to the  
28 custody of the BOP for service of a 32-month supervised release violation sentence

1 imposed by the Northern District of Ohio after having been convicted of violating Title  
2 21 U.S.C. §§ 841(a)(1) & 846 for Conspiracy to Possess with Intent to Distribute 15  
3 Kilograms of Cocaine in case number 91-CR-00331. A copy of the SENTRY Print-out  
4 Public Information Inmate Data for inmate Fears which documents this information is  
5 provided as Exhibit M.

6 37. Fears is currently designated to USP Lompoc (“LOM”). See Ex. M at 1. He has  
7 been housed in House A at the USP Lompoc satellite camp prison since his arrival on  
8 August 16, 2018. Fears is pending an anticipated transfer to another facility that was  
9 supposed to be effective March 3, 2020, which did not take place as all movement was  
10 stopped in the Agency. The location of the designation is law enforcement sensitive  
11 information and has been redacted. It is anticipated the move will occur once BOP  
12 resumes inmate movement.

13 38. Petitioner Fears’ projected release date is 08-19-2021, assuming he earns all  
14 available good conduct time. Ex. M at 1. He has completed 46.7% of his sentence, or 1  
15 year and 23 days as of June 2, 2020, assuming he earns all possible good conduct time  
16 prior to his release. Ex. M at 3.

17 39. Fears has filed administrative remedies while incarcerated under prior sentences,  
18 but he has not filed nor exhausted any issues relating to his conditions of confinement or  
19 medical concerns at FCC Lompoc. A copy of the SENTRY Print-out Administrative  
20 Remedy Generalized Retrieval for inmate Fears is provided as Exhibit N.

21 40. Upon entering FCI Lompoc, inmate Fears was provided a copy of the Admissions  
22 and Orientation (A & O) Handbook which includes information on how to pursue  
23 administrative remedies and he attended A & O Training at which time he was also  
24 verbally advised how to submit a Request for Administrative Remedy.

25 41. Petitioner Fears has received disciplinary sanctions in the past, but no discipline  
26 has been imposed during his current period of incarceration. Attached as Exhibit O is a  
27 SENTRY Print-out Inmate Discipline Data showing his disciplinary history.

1 He has been scored as having a LOW RISK RECIDIVISM LEVEL using the Prisoner  
2 Assessment Tool Targeting Estimated Risk and Need (PATTERN).

3 **F. Certified Copies of Judgments**

4 42. Certified copies of the Judgments which form the bases for the Petitioners'  
5 current detention are provided as Exhibits P, Q, R, S, and T to this declaration for  
6 inmates Brown, Fears, Garcia, Reed, and Carror-Torres, respectively.

7 **II. ADMINISTRATIVE GRIEVANCE PROCEDURES**

8 43. Upon arrival at FCI Lompoc, every inmate is provided an Admission and  
9 Orientation Handbook during their intake screening. This Handbook includes  
10 information on the BOP's Administrative Remedy Program. In addition, each inmate is  
11 required to attend an Admission and Orientation Program. One of the class lectures  
12 specifically deals with the BOP's "Administrative Remedy Program" and every inmate  
13 is advised how to participate in the administrative remedy process.

14 44. The BOP has a four-tiered administrative remedy process for inmates challenging  
15 issues related to their imprisonment has been promulgated as Ruled language and  
16 codified in the Code of Federal Regulations. 28 C.F.R. §§ 542.10, *et. seq.* Additionally,  
17 the BOP has issued Program Statement 1330.18, *Administrative Remedy Program*  
18 (January 6, 2014) which includes the regulations and the BOP's implementing language.  
19 A copy of the Program Statement which has the rules language in bold blue print is  
20 attached as Exhibit U.

- 21 a. First, the inmate can seek informal resolution of the issue of concern at her  
22 institution of confinement (via a BP-8 form). 28 C.F.R. § 542.13; Ex. P at 4.  
23 b. If informal resolution is not successful, the inmate may file a formal request  
24 with the Warden (via a BP-9 form). 28 C.F.R. § 542.14; Ex. P at 4 - 6. "The  
25 deadline for completion of informal resolution and submission of a formal  
26 written Administrative Remedy Request, on the appropriate form (BP-9), is 20  
27 calendar days following the date on which the basis for the Request occurred."  
28 *Id.* There is an exception in policy that allows an inmate to seek relief directly

1 at the Regional level when the issue is “sensitive.” 28 C.F.R. § 542.14(d); Ex.  
2 U at 6. Such requests are only appropriate if the inmate “reasonably believes  
3 the issue is sensitive and the inmate’s safety or well-being would be placed in  
4 danger if the Request became known at the institution.” *Id.*

5 c. If the inmate is unsatisfied with the response or no response is timely received,  
6 the inmate may then appeal first to the Regional Director, within 20 days of  
7 receiving the Warden’s response (via a BP-10 form).

8 45. If the inmate is unsatisfied with the response or no response is timely received  
9 from the Region, then he may pursue a final appeal to the Inmate Appeal Administrator  
10 in the office of General Counsel in Washington, D.C. (via a BP-11 form). 28 C.F.R. §  
11 542.15. Pursuant to 28 C.F.R. § 542.15(a), an “[a]ppeal to the General Counsel is the  
12 final administrative appeal.” Thus, the administrative process is not complete until the  
13 Office of the General Counsel (“OGC”) replies, on the merits, to the inmate’s appeal, or  
14 if the response by OGC is not forthcoming within the time allotted for reply. See 28  
15 C.F.R. § 542.18.

16 46. A review of the Administrative Remedy Generalized Retrieval reports for each of  
17 the named Petitioners demonstrate that none of the Petitioners have submitted or  
18 exhausted administrative remedies regarding conditions of confinement at FCC Lompoc  
19 or raising any other relevant concern.

20 **III. HOME CONFINEMENT UNDER THE CARES ACT**

21 47. The Coronavirus Aid, Relief, and Economic Security Act ("CARES Act"), PL  
22 116-136, 134 Stat 281 (Mar. 27, 2020) expanded BOP's home confinement authority  
23 under limited conditions. Specifically, as to Home Confinement, § 12003(b)(2) provides  
24 that during a "covered emergency period" (CEP), if the Attorney General finds that  
25 "emergency conditions will materially affect the functioning of the Bureau," the BOP  
26 Director may lengthen the maximum amount of time a prisoner spends in home  
27 confinement "under the first sentence of section 3624(c)(2)," as the Director "determines  
28 appropriate." Through a letter dated April 3, 2020, the Attorney General made such a

1 determination as to "FCI OAKDALE, FCI DANBURY, FCI ELKTON, AND AT  
2 OTHER SIMILARLY SITUATED BOP FACILITIES WHERE COVID-19 IS  
3 MATERIALLY AFFECTING OPERATIONS" and instructed BOP to maximize  
4 appropriate transfers of "all inmates whom you deem suitable candidates for home  
5 confinement."

6 48. Provided as Exhibit V includes copies of the Assistant Directors' guidance  
7 memoranda issued on April 22, 2020 which was rescinded and re-issued on May 8,  
8 2020, respectively, implementing the Attorney General's instructions to determine  
9 suitability for home confinement. In implementing this guidance, the BOP determined  
10 suitability for home confinement includes a number of factors and gave priority to  
11 certain classes of individuals. None of the Petitioners fall within the class of individuals  
12 to be prioritized and none have been formally considered for home confinement at this  
13 time.

14 49. Included among the factors that must be assessed is whether "the inmate's primary  
15 offense is not violent, a sex offense or terrorism related;" among others. Ex. V at 1; *see*  
16 *also*, Ex. V at 4. The phrase "offense is not violent" is not defined in the memorandum,  
17 but the BOP has issued Program Statement 5162.05, *Categorization of Offenses* (March  
18 16, 2009) that assists staff in "implementation of various Federal Bureau of Prisons  
19 policies and programs" that call for the identification of violent offenses. Exhibit W is a  
20 copy of this policy.

21 a. The BOP's list of offenses that constitute a crime of violence in all cases  
22 include 18 U.S. C. §§ "2113(d),(e) bank robbery and incidental crimes" and "2119  
23 crimes involving motor vehicles" which are offenses for which two Petitioners are  
24 convicted. Additionally, violations of 18 U.S.C. § 924, penalties for firearms  
25 violations may be violent depending on the underlying offense. Inmate Reed also  
26 has a medium risk of recidivism score. Thus, as Petitioners Carror-Torres and  
27 Reed are convicted of offenses the BOP finds includes violence, they are  
28 unsuitable for CARES Act home confinement.

1           b. Similarly, two of the Petitioners have sexual offenses which render them  
2           unsuitable for home confinement. First, Carror-Torres was convicted of taking  
3           a motor vehicle with the intent to cause death or serious bodily harm by force,  
4           violence, and intimidation, resulting in serious bodily injury, that is, the sexual  
5           assault of victim A.P.R. As the sexual assault was an element of the offense of  
6           which he was convicted he is unsuitable for home confinement. Petitioner  
7           Garcia has a prior conviction for violating California Penal Code 261.5(c) by  
8           engaging in an act of unlawful sexual intercourse with a minor who is more  
9           than three years younger than he was. Most importantly, to earn the reduction  
10          in sentence available under 18 U.S.C. § 3621(e), Petitioner Garcia must  
11          participate in and complete the transitional component of the drug treatment  
12          program at the RRC. If he fails to do so, his projected release date will be  
13          modified to reflect he did not earn a reduction in sentence and he will be  
14          required to serve a longer sentence. Therefore, neither Carror-Torres nor  
15          Garcia are suitable for home confinement at this time.

16        50. Petitioners Brown and Fears are designated to be transferred to other facilities.  
17        Neither Petitioner Fears nor Brown are prioritized for home confinement at this time due  
18        to their low (rather than minimum) risk for recidivism. Staff were given additional  
19        guidance on or about May 29, 2020, to reassess the PATTERN score of a number of  
20        LOW security inmates to see if they should be scored MINIMUM instead and  
21        considered for home confinement. That process is underway. As noted above, the BOP  
22        has recently already considered what would be an appropriate place of confinement for  
23        Fears and Brown recently.

24        **IV. NATIONAL AND LOCAL STEPS TAKEN BY THE BOP AT FCC**  
25        **LOMPOC TO ADDRESS COVID-19 PANDEMIC<sup>1</sup>**

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<sup>1</sup> As illustrated below, the BOP's national guidance has undergone a number of  
28        changes in response to the evolving threat. The BOP has established a COVID-19

1 51. As set forth below, the BOP has taken—and is continuing to take—significant  
2 measures in response to the COVID-19 pandemic in order to protect the safety and  
3 security of all staff and inmates, as well as members of the public. In January 2020, the  
4 BOP became aware of the first identified COVID-19 cases in the United States and  
5 quickly took steps to prevent its introduction and spread in BOP institutions by  
6 implementing existing plans to prevent and control the spread of infectious disease. The  
7 BOP and FCC Lompoc have had infectious disease control and prevention as part of its  
8 Annual Training for staff for at least 10 years.

9 52. The BOP’s response to COVID-19 has evolved along with the local community’s  
10 and increasing knowledge and understanding about the disease. The BOP’s response has  
11 occurred over seven distinct “phases” to date, several of which have affected inmates’  
12 daily routines including access to non-emergency outside medical consultations, visitors,  
13 phone and inmate email.

14 53. Throughout this process the Acting Wardens and management staff  
15 communicated to staff and inmates repeatedly about the situation and modification of  
16 operations.

17 54. Phase One activities included distributing guidance from the Health Services  
18 Division regarding the description of the disease, where the infection was occurring and  
19 best practices to mitigate transmission. Provided as part of Composite Exhibit X is a  
20 Novel Coronavirus Information Sheet dated 02-05-2020 which was distributed to the  
21 inmate population on 2020-02-06. Ex. X at 1. Phase One also involved an internal  
22 COVID-19 Task Force, led by our agency Medical Director, Dr. Jeffery Allen, who  
23 worked in conjunction with subject-matter experts from the World Health Organization  
24 and the Centers for Disease Control which issued guidance to the field and helped in the  
25 development of screening protocols for staff, visitors and inmates. Director Carvajal

26 resource section on its public webpage which is available at:  
27 <https://www.bop.gov/coronavirus/>. This webpage includes updates on the BOP’s  
28 response to COVID-19 and positive COVID-19 tests among inmates and staff at BOP  
institutions nationwide.

1 stated this task force collaboration “proved invaluable” in an address to staff on March  
2 17, 2020. Guidance to staff at FCC Lompoc was emailed on March 10, 2020, advising  
3 them how the agency’s screening and leave procedures designed to protect staff and  
4 inmates will operate. On March 12, 2020, FCC Lompoc posted CDC posters on how to  
5 stop the spread of respiratory diseases for the inmate population. Ex. X at 2.

6 55. On March 13, 2020, the BOP implemented “Phase Two” of its Action Plan. Phase  
7 Two put into place a number of restrictions across all BOP facilities over a 30-day  
8 period. It called upon each facility to assess its inventories and ensure adequate supplied,  
9 update their pandemic plans and establish quarantine areas in their facilities. It also  
10 included a number of measures that modified operations and how inmates experience  
11 their conditions of confinement.

12 a. For example, the BOP suspended all internal movement of inmates with a few  
13 exceptions, suspended social visits and unscheduled legal visits for a period of  
14 30 days, with certain limited exceptions. To help ensure that inmates  
15 maintained social ties during this time, the BOP increased inmates’ telephone  
16 allotment to 500 minutes per month (from 300 minutes per month). It also  
17 provided for the screening of staff and inmates for known COVID-19  
18 symptoms. Attached as Exhibit Y is a copy of the March 13, 2020,  
19 Memorandum bearing subject line CORONAVIRUS (COVID-19) PHASE  
20 TWO ACTION PLAN which announced these modifications. On the same  
21 day, the Acting Warden sent a notice to the inmate population on BOP  
22 Coronavirus (COVID-19) Protective Measures. Ex. X at 3–4. As of this date,  
23 there were no inmates testing positive for COVID-19 in the BOP.

24 b. On March 13, 2020, FCC Lompoc announced to all its inmates the BOP’s  
25 national measures to address COVID-19, which included the suspension of  
26 social and legal visiting, and other modified operations. Besides the broad-  
27 based suspension of visitation and limitation of inmate movement, FCC  
28 Lompoc did not immediately modify inmates’ access to commissary, showers,

recreation, and phone/computer right away. Rather, we first began with providing educational information on tips on how to stop the spread of COVID-19 on or about March 25, 2020. At or around this time, there were also efforts to keep inmates within their housing units to better contain any potential spread of COVID-19. Otherwise, we were trying to emphasize extra sanitation of the phones/keyboard, emphasizing the wearing of masks and social distancing, and increased personal and area cleanliness, to avoid modifying our operations to affect inmate programming and access to services.

On March 27, 2020, we modified commissary schedules for all three institutions to help limit inmate group contact. We also tried to keep certain programming as normal as possible, like the RDAP.

- c. In the context of our COVID-19 enhanced operations at FCC Lompoc, inmates at the Camp and FCI Lompoc Low have largely resumed normal access insofar as phones and computers. Bathroom and shower access for inmates at the Camp and FCI Lompoc Low have never been an issue given their dormitory-style setting where the bathrooms/showers are all centrally located and accessible whenever an inmate wants to use them, even during the 14 days of enhanced mitigation measures.

56. On March 16, 2020, a staff screening site was established at the Training Center for all staff to be screened before entering the facility, as well as any essential contractors and volunteers. Staff were advised, “[i]f you are sick, do not come to work.” Id. Staff were advised that “appropriate Personal Protective Equipment (PPE) is readily available to you and we have a comprehensive inventory tracking system to account for our PPE.” FCC Lompoc sent notices to all staff that the BOP was now requiring all staff to be fit tested for the N-95 mask, should its use be needed in the future. FCC Lompoc cancelled most training with the exception of fit testing, Introduction to Correctional Techniques (which is the initial training for new employees) and training for non-health care providers to enable them to perform entrance screening. FCC Lompoc sent

1 guidance to staff about the proper use of PPE, what to do if you are sick, screening and  
2 leave guidance, information about COVID-19 and the importance of washing hands an  
3 stopping the spread of germs.

4 57. On March 18, 2020, the Phase 2 plan was updated with additional clarifying  
5 information. This updated guidance is provided as Exhibit Z. The same day Phase 3  
6 guidance was issued addressing non-institutional settings which is inapplicable here but  
7 is provided as Exhibit AA.

8 58. On March 25, 2020, FCC Lompoc posted CDC posters how to stop the spread of  
9 germs for the inmate population. Ex. X at 5-6. During this time, FCC Lompoc created a  
10 Quarantine Unit and sent guidance to staff on its operation.

11 59. On March 26, 2020, Phase 4 guidance was issued to add additional preventative  
12 measures for quarantine and isolation and use of Personal Protective Equipment (PPE)  
13 by screening staff at all intuitions. A copy of this memorandum is provided as Exhibit  
14 BB. This guidance was updated as to quarantine and isolation information on March 28,  
15 2020. A copy of this update is provided as Exhibit CC.

16 60. For the USP or FCI Lompoc Medium, the cells allow us to better manage the  
17 spread of COVID-19, and so we have always tried to be more thoughtful in minimizing  
18 inmate activity that might increase the risk of spreading COVID-19. Thus, Phase IV has  
19 been in effect which allows each housing unit to go outside to the yard or Education for  
20 one hour, every other day. They are given showers and phone/computer access every  
21 other day. For quarantined units, inmates may still come out to use the shower, phone,  
22 or computers, every other day.

23 61. On March 31, 2020, guidance was issued regarding the implementation of Phase  
24 5 of its COVID-19 Action Plan, which took effect on April 1, 2020. Specifically, the  
25 relevant Assistant Director's ordered that for a 14-day period, inmates in every  
26 institution would be secured in their assigned cells/quarters to decrease the spread of the

27  
28

1 virus.<sup>2</sup> This shelter in place order was implemented at FCC Lompoc. Limited group  
2 gatherings would be afforded to the extent practical to facilitate commissary, laundry,  
3 showers, telephone, and Trust Fund Limited Computer System (TRULINCS) access.  
4 TRULINCS is the internal BOP computer and electronic message platform that inmates  
5 use to communicate electronically with staff in the institutions and individuals in the  
6 community. Through this platform, inmates receive updates, notices, and can read  
7 inmate bulletins posted on the system by BOP staff. A copy of the Phase 5  
8 memorandum is provided as Exhibit DD. FCC Lompoc staff received important  
9 information and resources to assist them in staying well, the proper use of personal  
10 protective equipment (PPE), and were educated on language being employed when  
11 discussing COVID-19 measures.

12 62. During Phase Five, all inmates at FCC Lompoc were confined to their cells for  
13 the majority of the day. Meals were delivered directly to inmates' cells, as well as a  
14 limited number of commissary items. Inmates were permitted to leave their cells in small  
15 groups on a rotating basis at designated times in order to engage in activities such as  
16 phones, TRULINCS, showers, and exercise. Inmates were permitted to be outside their  
17 cells in these small groups for approximately 2.5-3 hours per day, depending on the day  
18 of the week, and with appropriate physical distancing.

19 63. The primary disinfectant current used to clean at FCC Lompoc is called hdq®C2.  
20 Its EPA registration number is 1839-169-5741 and it is listed in the United States  
21 Environmental Protection Agency, List N: Disinfectants for Use Against SARS-CoV-2.  
22 This product comes to the facility concentrated, so hdq®C2 is diluted with 2 ounces per  
23 gallon of water. Product information demonstrates that at the 2 oz. per gallon dilution,  
24 hdqC 2 demonstrates effective disinfectant activity against a number of bacteria,  
25 including Methicillin resistant Staphylococcus aureus (MRSA) and numerous strains of  
26 Staphylococcus and viruses like IV-1, HIV-2, Hepatitis B virus (HBV), Hepatitis C virus

27  
28 <sup>2</sup> This modification to the BOP's action plan is based on health concerns, not  
disruptive inmate behavior.

1 (HCV) and more. Additionally, FCC Lompoc recently received 240 quarts of  
2 AVISTAT-D™ Ready-To-Use Spray Disinfectant Cleaner. It is also listed in the United  
3 States Environmental Protection Agency, List N: Disinfectants for Use Against SARS-  
4 CoV-2. This product is ready to use and is not diluted.

5 64. On Friday April 3, 2020, the CDC amended its guidance to recommend use of  
6 face masks to reduce the spread of COVID-19. See  
7 <https://www.cdc.gov/coronavirus/2019-ncov/prevent-getting-sick/cloth-face-cover.html>  
8 accessed on May 28, 2020. On Monday, April 6, 2020, the BOP issued guidance to all  
9 CEO's directing them to immediately implement the CDC guidelines and issue masks to  
10 inmates. Surgical masks were issued to all inmates and staff and was later followed by  
11 distribution of three washable cloth masks for each inmate.

12 65. A reminder of the need for daily sanitation was emailed to all staff on April 7,  
13 2020, emphasizing the continued need for social distancing, using PPE as instructed, and  
14 keeping all frequently touched areas clean and disinfected. Enhanced sanitation efforts  
15 were undertaken at all facilities.

16 a. At the USP, all inmates in general population are issued hygiene items which  
17 includes soap weekly. Hand sanitizer is not available to inmates at the medium  
18 security facility, but the commissary also allows for the purchase of soap.  
19 Chemical sanitizer is available for all inmates in general population on a daily  
20 basis. Cleaning supplies are distributed to all units on a weekly bases and are  
21 available to inmates daily. Inmates in the Special Housing Unit (SHU) are  
22 distributed seven packs of multi Soap/Shampoo on Tuesdays and Thursdays.  
23 Anytime an inmate uses the SHU Law Library, the areas are disinfected after  
24 each use.

25 b. At the Camp, at Camp South there are two dispensers which contain  
26 Antibacterial Foam hand wash as well as two located in the A bathrooms and  
27 two in B bathrooms. Additionally, every Friday inmates are issued hygiene  
28 items which includes soap. Computer keyboards were covered with plastic

1 bags for each individuals use. Indigent inmates are issued hygiene items,  
2 which includes soap weekly. Cleaning supplies are distributed to all units on a  
3 weekly bases and are available to inmates daily.

4 c. At the FCI, inmates were not provided hand sanitizer for their personal  
5 possession, but staff were administering sanitizer before and after using one of  
6 the computer keyboards or phones. Saran wrap was also placed on the  
7 keyboard before each inmate's use and phones were disinfected between each  
8 use. Liquid antibacterial soap is dispensed in all unit bathrooms through the  
9 FCI. Cleaning supplies are distributed to all units on a weekly bases and are  
10 available to inmates daily. Indigent inmates are issued hygiene items which  
11 includes soap on a weekly bases.

12 66. To ensure adequate staff supervision where needed, FCC Lompoc modified non-  
13 custody work schedules, suspended all compressed work schedules, and realigned staff  
14 responsibilities as needed. Secondary law enforcement and other BOP personnel  
15 normally stationed elsewhere were deployed to FCC Lompoc on temporary duty (TDY)  
16 to provide assistance. Information from the CDC tailored to first responders was  
17 distributed to staff on April 7, 2020.

18 67. On April 8, 2020, the Director of the BOP posted a memorandum to the inmate  
19 population addressing the COVID-19 pandemic. Ex. X at 7–12. This communication  
20 advised the inmate population that the BOP had its first positive confirmed COVID-19  
21 case on March 21, 2020 and the first positive staff case the next day. Ex. X at 7. FCC  
22 Lompoc sent staff information on COVID-19 and steps to take to stay healthy and stop  
23 the spread of the virus. While COVID-19 testing was not readily available to  
24 asymptomatic individuals in the community, FCC Lompoc was able to obtain the  
25 assistance to the Lompoc Health Care Center to provide FCC Lompoc staff COVID-19  
26 testing and later at another facility.

1 68. Information on the proper use of face coverings was posted for the inmate  
2 population on April 13, 2020. Ex. EE at 13. Around this time FCC Lompoc staff were  
3 posting relevant signs and guidance through the Housing Unit areas. *See* Ex. EE.

4 69. Implementation of Phase 6 of its COVID-19 Action Plan was in effect from April  
5 13, 2020 to May 18, 2020, and continued mitigation efforts by minimizing movement.  
6 Specifically, the Assistant Directors ordered that inmates in every institution continue to  
7 be secured in their assigned cells/quarters to decrease the spread of the virus. Limited  
8 group gathering would be afforded to the extent practical to facilitate telephone,  
9 TRULINCS access, commissary, laundry, and showers. This action plan reiterated  
10 efforts to mitigate movement of staff and inmates, minimize outside contacts, outlined  
11 criteria for quarantine and isolation of inmates, addressed logistical needs and continued  
12 use of PPEs. A copy of the Phase 6 guidance is provided as Exhibit FF. In distributing  
13 the Phase Six guidance to staff, the FCC Lompoc Acting Warden reemphasized the  
14 importance of PPE and ensuring staff and inmates have this equipment. The Attorney  
15 General issued guidance on April 14, 2020, directing DOJ employees to wear face  
16 coverings in public settings.

17 70. On April 16, FCC Lompoc cancelled all staffs' scheduled leave and posted  
18 notices to the inmate population on washing your hands and what you need to know  
19 about COVID-19. Ex. X at 14 – 16.

20 71. On April 17, 2020, FCC Lompoc took enhanced mitigation measures due to the  
21 spread of COVID-19 at FCC Lompoc. These enhanced modified operations were  
22 generally described in a memoranda issued to staff on April 17, 2020, and individualized  
23 notice was provided to inmates at the USP, FCI and the Camp. A copy of these memos  
24 are provided as composite Exhibit GG. Specifically, these measures mandated the use of  
25 masks and cleanliness by the inmate population and began restricting inmates to their  
26 housing units and cells. During this time, FCC Lompoc restricted inmate use of phone  
27 and TRULINCS in order to prevent inmates from transferring COVID.

- 1       a. At USP Lompoc, inmates were required to wear a mask at all times. Every  
2           inmate had already been issued surgical and cloth masks and replacements  
3           were available upon request. Every inmate received disinfectant and paper  
4           towels to keep their housing area clean and were advised they will be held  
5           accountable if they fail to maintain sanitation. Hygiene items were issued  
6           weekly and laundry exchange occurred weekly. Inmate's mail services were  
7           unaffected so they could send and receive mail. Legal calls were made  
8           available as needed.
  - 9       b. Camp inmates had similar conditions required. They were required to wear a  
10          mask at all times. Every inmate had already been issued surgical and cloth  
11          masks and replacements were available upon request. Every inmate received  
12          disinfectant and paper towels to keep their housing area clean and were advised  
13          they will be held accountable if they fail to maintain sanitation. Commissary,  
14          Food Services, Medical Services and Laundry Services were not affected by  
15          the changes at this time. Inmate's mail services were unaffected so they could  
16          send and receive mail. Legal calls were made available as needed.
  - 17       c. At FCI Lompoc movement was even more restricted as it was limited to the  
18          use of the restroom or communicating with staff. Inmates were required to  
19          wear a mask at all times. Every inmate had already been issued surgical and  
20          cloth masks and replacements were available upon request. Every inmate  
21          received disinfectant and paper towels to keep their housing area clean and  
22          were advised they will be held accountable if they fail to maintain sanitation.  
23          Hygiene items were issued weekly and laundry exchange occurred weekly.  
24          Inmate's mail services were unaffected so they could send and receive mail.  
25          Legal calls were made available as needed. Commissary was suspended but  
26          Food Services, Medical Services and Laundry Services were not affected.
- 27       72. After all inmates received masks and we increased our educational efforts on how  
28       to stop the spread of COVID-19 with increased signs, our COVID-19 numbers were

1 rising, and we believed we needed more aggressive measures and implemented 14 days  
2 of enhanced mitigation measures, beginning on or about April 17, 2020. These  
3 measures all included suspending phone and computer access as we feared the spread of  
4 COVID-19 through such use. Otherwise, there was some variance of suspension of  
5 services at each of our three institutions. For instance, at the USP, we limited  
6 movements to their cell so they had no access to showers, did a weekly laundry  
7 exchange, and allowed them to have commissary for up to \$50. At the FCI Lompoc,  
8 only Commissary services were suspended. At the Camps, they were allowed to have  
9 Commissary as usual.

10 73. In a Press Release on April 20, 2020, FCC Lompoc announced it was negotiating  
11 a contract for an on-site mobile hospital equipped with hospital beds and medical  
12 personnel. A copy of this announcement is provided as Exhibit HH. Staff were apprised  
13 of the Complex's efforts through an email sent that same day. Through this  
14 communication, the Warden took the opportunity to ask staff to wear their masks even  
15 when in the community.

16 74. On April 29, 2020, a document addressing Frequently Asked Questions for FCC  
17 Lompoc was distributed to the inmate population to address some of the more pressing  
18 questions being raised. A copy of the FAQ is provided as Exhibit II.

19 75. On Friday, May 1, 2020, staff were advised that effective Monday, May 4, 2020,  
20 enhanced modified operations at USP Lompoc and the Camp would go into effect.  
21 These modified operations were being implemented after the 14-day quarantine period  
22 passed. These modified enhanced operations involved allowing inmates to use showers  
23 one at a time with the area being disinfected after each use, brief phone and email access  
24 was allowed with stringent standards of sanitation and disinfecting in place, and surgical  
25 masks were required at all time. The plan was to do this for a week and for those areas  
26 completing the quarantine period the modified operations would change to allow for  
27 inmates to be allowed out for a period of time to shower and use the phones or

28

1 computers. This guidance advised that any positive test could require regression of the  
2 process to an earlier phase.

3 76. A May 4, 2020 Press Release announced the finalized construction of a Hospital  
4 Care Unit (HCU) inside the confines of USP Lompoc at the medium-security component  
5 of the Complex which includes ten (10) double-occupancy, acute care treatment rooms  
6 with negative pressure, Patient Intake Room, Nurses Station, Pharmacy, Linen Exchange  
7 Room, Biohazard Room, and Medical Supply & Storage. Additionally, FCC Lompoc  
8 announced it negotiated a contract for medical personnel, including Doctors, Registered  
9 Nurses, Paramedics, Pharmacist, Physician Assistants, Nurse Assistants, and a Clinical  
10 Manager, who will work in conjunction with FCC Lompoc Health Services staff. A  
11 copy of the 2020-05-04 Press Release announcing the HCU and additional medical  
12 personnel is provided as Exhibit JJ.

13 77. We began coming off these enhanced mitigation measures beginning on May 4,  
14 2020, allowing the Associate Wardens to increase services in an orderly manner. For  
15 instance, at the USP, inmates were first allowed access to the showers, phones, and  
16 emails on a rotating, take-turns basis. After a week of carefully monitored rotations, the  
17 AWs or designee would increase inmate access by allowing a small number of inmates  
18 out for them to use their choice of services, like showers, phone and emails. We referred  
19 to these two phases at FCC Lompoc as Phase II/Phase III. On or about May 14, 2020,  
20 we announced Phase III/IV, where we continued to allow inmates to be out in small  
21 numbers (no more than five cells or 10 inmates at a time), for a period of one hour, to  
22 use the showers, phones and computers. Phase IV would be to allow inmates to access  
23 the outdoor track for walking, and to use the Law Library per a sign-up sheet to ensure  
24 there could social distancing within the Law Library.

25 78. On May 5, 2020, FCC Lompoc announced it was COVID-19 testing 100% of the  
26 inmate population at FCI Lompoc. The release acknowledged that as a result of doing  
27 so, they may significantly increase the number of COVID-19 positive cases at the  
28 facility despite only a small percentage experiencing acute or chronic illness. This

1 measure was taken to further assist in mitigation efforts. Additional information was  
2 posted in inmate housing units and it became available.

3 79. On May 8, 2020, the Warden updated staff on the recent happenings at the  
4 Complex. Specifically, 182 COVID-negative inmates were moved from the FCI  
5 Lompoc to USP Lompoc into a quarantine unit dedicated solely for those inmates in  
6 order to reduce the population of the FCI and “providing them the space they need to  
7 accomplish their social distancing goals.” It also announced the anticipated arrival of a  
8 100 square foot tent to further enhance social distancing opportunities. It also  
9 announced that 20 contract workers for the Hospital Care Unit had commenced their  
10 orientation to the facility. Finally, the update reminded staff the facility was  
11 “continuously reviewing inmates for Residential Reentry Centers, Home Confinement  
12 placements, furlough eligibility prior to placement in RRC/HC’s, to further allow us to  
13 create the environment needed in a correctional setting to counter COVID-19. The  
14 practice of staff being assigned to specific areas and facilities and not being assigned to  
15 multiple areas across the complex was continued to minimize the potential cross  
16 transmission on the complex by staff. Emails were sent to staff imploring them to follow  
17 guidance regarding social distancing and the wearing of masks while in public, donning  
18 appropriate PPE particularly when responding to situations in a quarantine or isolation  
19 area and reminding staff of the critical importance of social distancing and use of  
20 appropriate PPE.

21 80. FCC Lompoc announced to staff on May 12, 2020, that the Hospital Care Unit  
22 (HCU) was activated over the previous weekend and that inmates with less severe  
23 COVID-19 symptoms currently being managed at the local hospital would be returned to  
24 the facility to pressure on community resources and announced the impending  
25 installation of a BLU-Med Hospital Tent at FCI Lompoc.

26 81. On May 14, 2020, FCC Lompoc issued further guidance on enhanced modified  
27 operations at Units C, J, and L at USP Lompoc to be effective on May 18, 2020. This  
28 guidance still required social distancing, use of masks, and stringent standards of

1 sanitation. However, for these units, a small number of inmates, of no more than 10  
2 inmates at a time, would be allowed in the common area (a.k.a. the flats) of the unit for a  
3 one hour period during which they can shower and use the phones and computers. It  
4 announced the next phase would include inmate access to outside recreation on the track  
5 and to the Law Library in the Education Department, while cautioning that any medical  
6 or social distancing concerns would cause regression to prior practices. In summarizing  
7 the week's accomplishments through an email to staff on May 15, 2015, the Acting  
8 Warden commented on the addition of a clean transition area for staff working directly  
9 with symptomatic inmates, the establishment of the satellite HCU Pharmacy, and  
10 creation of the HCU medical supply storage and well as the erection of a hospital tent at  
11 the FCI.

12 82. On May 18, 2020, the relevant Assistant Directors of the BOP issued guidance on  
13 the implementation of Phase 7 of the BOP's COVID-19 Action Plan, which took effect  
14 on May 18, 2020. It extended the Phase 6 Action Plan through June 30, 2020. Among  
15 other measures, it added testing of inmates new to the BOP, and directed that whenever  
16 possible, inmates should be permitted access to the Electronic Law Library consistent  
17 with social distancing protocols and safe institution operations. A copy of the  
18 implementing guidance is provided as Exhibit KK. At FCC Lompoc, the improving  
19 conditions at the facility enabled management to restore a number of non-custody staff to  
20 the normal duties.

21 83. Pursuant to Phase 7 (which took effect on May 18, 2020), all inmates at FCC  
22 Lompoc are confined to their cells for the majority of the day. Meals are delivered  
23 directly to the housing units. However, inmates are permitted to leave their cells in small  
24 groups on a rotating basis at designated times in order to engage in activities such as  
25 phones, TRULINCS, showers, and exercise. FCC Lompoc announced it will "begin  
26 organizing and preparing for our new normal inside the Low and Camps while  
27 continuing to battle in the USP to eradicate this disease . . . [balanced against the]  
28 additional pressure . . . to get visitation and other programming restarted." FCC Lompoc

1 management clearly announced it would “strategically reactivating certain programs for  
2 the inmate populations to slowly establish a more recognizable operation” safely. The  
3 Warden distributed plans for the next phase of the Camp’s modified operations which  
4 included adding Law Library access and expanding time for phones, emails, and the  
5 track (outside recreation). These measures were clearly contingent upon the use of  
6 masks, social distancing and stringent standards of sanitation being maintained.

7 84. Another Frequently Asked Questions for FCC Lompoc document was generated  
8 and provided to inmates on May 11, 2020. In this document which is attached as Exhibit  
9 LL, the facility explained quarantine procedure and CARES Act consideration for home  
10 confinement to the inmate population.

11 85. Given the public health emergency, FCC Lompoc staff feel it is necessary to  
12 minimize movement that could put both staff and inmates at risk. Staff have been  
13 actively focused on managing inmates and increased sanitation efforts. However, since  
14 April 1, 2020, FCC Lompoc has accommodated urgent legal calls by request. In order to  
15 arrange a legal call, BOP staff must take an inmate out of a quarantine or isolation  
16 unit/cell and into a staff office with an unmonitored line. When provided with a legal  
17 call, inmates have been limited to a 15 minute call. This time limitation is to ensure that  
18 all inmates are provided legal calls and that staff are able to adequately disinfect the  
19 equipment and area between calls. Given the limitations on inmate movement within the  
20 institution, the limited number of phones available for legal calls, and the sheer volume  
21 of requests being received, inmates may not have been able to complete legal calls as  
22 quickly as requested.

23 86. On June 1, 2020, a third iteration of the Frequently Asked Questions (FAQ) for  
24 FCC Lompoc was issued to staff and inmates and is provided as Exhibit MM. All three  
25 FAQ updates can be read together to see the changes at the facility over time. In this  
26 iteration, explained the process for pre-release or transfer quarantine procedures both at  
27 the facility and if need be in the community.

28

1       87. Completely unrelated to the spread of COVID-19, on June 1, 2020, the BOP  
2 locked down all of its facilities nation-wide due to wide spread unrest and rioting across  
3 the country. Therefore, all inmates are presently restricted to their living areas.

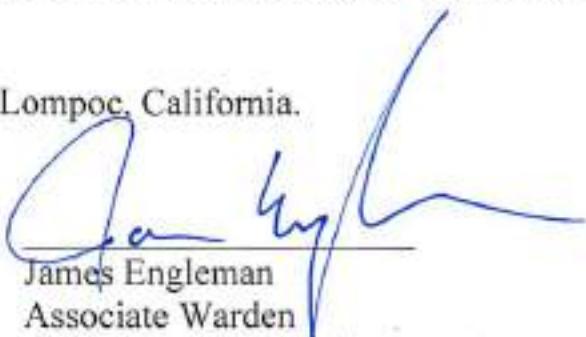
4 **IV. CONCLUSION**

5       88. In sum, the BOP and FCC Lompoc take the COVID-19 pandemic extremely  
6 seriously and have implemented numerous measures to proactively combat the spread of  
7 this disease to staff members and the inmate population. The various phases of the  
8 BOP's Action Plan have been designed and implemented in a systemic manner both  
9 nationally and at FCC Lompoc in order to mitigate the spread of COVID-19.

10      89. I certify that the records which have been provided as Exhibits to this declaration  
11 are true and accurate copies of the records as created and/or maintained by the BOP.

12           Pursuant to the provisions of 28 U.S.C. § 1746, I declare under penalty of perjury  
13 that the foregoing is true and correct to the best of my information, knowledge, and  
14 belief.

15 Executed on this \_\_\_th day of June 2020, in Lompoc, California.



James Engleman  
Associate Warden  
Federal Bureau of Prisons

VIMFY \* PUBLIC INFORMATION \* 06-02-2020  
PAGE 001 \* INMATE DATA \* 17:24:44  
AS OF 06-02-2020

REGNO.: 41928-069 NAME: CARROR-TORRES, YONNEDIL

RESP OF: LOM  
PHONE.: 805-735-2771 FAX: 805-736-1292  
RACE/SEX...: WHITE / MALE  
AGE: 24  
PROJ REL MT: GOOD CONDUCT TIME RELEASE PAR ELIG DT: N/A  
PROJ REL DT: 08-07-2030 PAR HEAR DT:

G0002 MORE PAGES TO FOLLOW . . .

VIMFY \* PUBLIC INFORMATION \* 06-02-2020  
PAGE 002 \* INMATE DATA \* 17:24:44  
AS OF 06-02-2020

REGNO..: 41928-069 NAME: CARROR-TORRES, YONNEDIL

RESP OF: LOM  
PHONE..: 805-735-2771 FAX: 805-736-1292  
HOME DETENTION ELIGIBILITY DATE: 02-07-2030

THE FOLLOWING SENTENCE DATA IS FOR THE INMATE'S CURRENT COMMITMENT.  
THE INMATE IS PROJECTED FOR RELEASE: 08-07-2030 VIA GCT REL

-----CURRENT JUDGMENT/WARRANT NO: 010 -----

COURT OF JURISDICTION.....: PUERTO RICO  
DOCKET NUMBER.....: 3:15-CR-00697-1(FAB)  
JUDGE.....: BESOSA  
DATE SENTENCED/PROBATION IMPOSED: 07-21-2016  
DATE COMMITTED.....: 09-20-2016  
HOW COMMITTED.....: US DISTRICT COURT COMMITMENT  
PROBATION IMPOSED.....: NO

FELONY ASSESS	MISDMNR ASSESS	FINES	COSTS
\$200.00	\$00.00	\$00.00	\$00.00

RESTITUTION....: PROPERTY: NO SERVICES: NO AMOUNT: \$7,040.00

-----CURRENT OBLIGATION NO: 010 -----  
OFFENSE CODE....: 557 18:2119 ROBBERY OF AUTO  
OFF/CHG: 18:2119(2) AND 2 CARJACKING WITH SERIOUS BODILY INJURY AND  
AIDING AND ABETTING. CT 1

SENTENCE PROCEDURE.....: 3559 PLRA SENTENCE  
SENTENCE IMPOSED/TIME TO SERVE.: 120 MONTHS  
TERM OF SUPERVISION.....: 5 YEARS  
DATE OF OFFENSE.....: 04-29-2013

-----CURRENT OBLIGATION NO: 020 -----  
OFFENSE CODE....: 130 18:924(C) FIREARMS LAWS  
OFF/CHG: 18:924(C)(1)(A)(II) CARRYING A FIREARM IN FURTHERANCE OF A  
CRIME OF VIOLENCE AND AIDING AND ABETTING. CT 2

SENTENCE PROCEDURE.....: 3559 PLRA SENTENCE  
SENTENCE IMPOSED/TIME TO SERVE.: 120 MONTHS  
TERM OF SUPERVISION.....: 5 YEARS  
RELATIONSHIP OF THIS OBLIGATION  
TO OTHERS FOR THE OFFENDER....: CS 010 010 010

G0002 MORE PAGES TO FOLLOW . . .

VIMFY \* PUBLIC INFORMATION \* 06-02-2020  
PAGE 003 \* INMATE DATA \* 17:24:44  
AS OF 06-02-2020

REGNO..: 41928-069 NAME: CARROR-TORRES, YONNEDIL

RESP OF: LOM  
PHONE..: 805-735-2771 FAX: 805-736-1292  
DATE OF OFFENSE.....: 04-29-2013

-----CURRENT COMPUTATION NO: 010 -----

COMPUTATION 010 WAS LAST UPDATED ON 01-07-2020 AT DSC AUTOMATICALLY  
COMPUTATION CERTIFIED ON 10-12-2016 BY DESIG/SENTENCE COMPUTATION CTR

THE FOLLOWING JUDGMENTS, WARRANTS AND OBLIGATIONS ARE INCLUDED IN  
CURRENT COMPUTATION 010: 010 010, 010 020

DATE COMPUTATION BEGAN.....: 07-21-2016  
AGGREGATED SENTENCE PROCEDURE...: AGGREGATE GROUP 800 PLRA  
TOTAL TERM IN EFFECT.....: 240 MONTHS  
TOTAL TERM IN EFFECT CONVERTED.: 20 YEARS  
AGGREGATED TERM OF SUPERVISION.: 5 YEARS  
EARLIEST DATE OF OFFENSE.....: 04-29-2013

JAIL CREDIT.....: FROM DATE THRU DATE  
04-30-2013 07-20-2016

TOTAL PRIOR CREDIT TIME.....: 1178  
TOTAL INOPERATIVE TIME.....: 0  
TOTAL GCT EARNED AND PROJECTED.: 996  
TOTAL GCT EARNED.....: 294  
STATUTORY RELEASE DATE PROJECTED: 08-07-2030  
TWO THIRDS DATE.....: 08-30-2026  
EXPIRATION FULL TERM DATE.....: 04-29-2033  
TIME SERVED.....: 7 YEARS 1 MONTHS 4 DAYS  
PERCENTAGE OF FULL TERM SERVED.: 35.4  
PERCENT OF STATUTORY TERM SERVED: 41.0

G0002 MORE PAGES TO FOLLOW . . .

VIMFY \* PUBLIC INFORMATION \* 06-02-2020  
PAGE 004 OF 004 \* INMATE DATA \* 17:24:44  
AS OF 06-02-2020

REGNO..: 41928-069 NAME: CARROR-TORRES, YONNEDIL

RESP OF: LOM  
PHONE..: 805-735-2771 FAX: 805-736-1292

PROJECTED SATISFACTION DATE.....: 08-07-2030  
PROJECTED SATISFACTION METHOD...: GCT REL

S0055 NO PRIOR SENTENCE DATA EXISTS FOR THIS INMATE

VIMFY \*ADMINISTRATIVE REMEDY GENERALIZED RETRIEVAL \* 06-02-2020  
PAGE 001 OF 001 17:49:14

FUNCTION:  L-P SCOPE:  REG  EQ  41928-069 OUTPUT FORMAT:  SAN

-----LIMITED TO SUBMISSIONS WHICH MATCH ALL LIMITATIONS KEYED BELOW-----

DT RCV: FROM  THRU  DT STS: FROM  THRU

DT STS: FROM  TO  DAYS BEFORE "OR" FROM  TO  DAYS AFTER DT  RDU

DT TDU: FROM  TO  DAYS BEFORE "OR" FROM  TO  DAYS AFTER DT  TRT

STS/REAS:

SUBJECTS:

EXTENDED:  REMEDY LEVEL:   RECEIPT:    "OR" EXTENSION:

RCV OFC :  EQ

TRACK: DEPT:

PERSON:

TYPE:

EVNT FACL:  EQ

RCV FACL.:  EQ

RCV UN/LC:  EQ

RCV QTR.:  EQ

ORIG FACL:  EQ

ORG UN/LC:  EQ

ORIG QTR.:  EQ

G5152 NO REMEDY DATA EXISTS FOR THIS INMATE

VIMFY \* INMATE DISCIPLINE DATA \* 06-02-2020  
PAGE 001 \* CHRONOLOGICAL DISCIPLINARY RECORD \* 17:52:30

REGISTER NO: 41928-069 NAME..: CARROR-TORRES, YONNEDIL  
FUNCTION...: PRT FORMAT: CHRONO LIMIT TO \_\_\_\_ MOS PRIOR TO 06-02-2020

-----  
REPORT NUMBER/STATUS.: 3003903 - SANCTIONED INCIDENT DATE/TIME: 06-28-2017 1225  
DHO HEARING DATE/TIME: 07-05-2017 0830  
FACL/CHAIRPERSON.....: WIL/D. MOSLEY  
REPORT REMARKS.....: I AM GUILTY

201 FIGHTING WITH ANOTHER PERSON - FREQ: 1  
DIS GCT / 27 DAYS / CS  
COMP:010 LAW:P  
DS / 15 DAYS / CS  
COMP: LAW:  
LP COMM / 3 MONTHS / CS  
COMP: LAW: STARTING ON 07-05-2017 AND ENDING ON 10-04-2017

-----  
REPORT NUMBER/STATUS.: 2959697 - SANCTIONED INCIDENT DATE/TIME: 03-07-2017 1330  
DHO HEARING DATE/TIME: 03-22-2017 0835 DHO REPT DEL: 04-03-2017 1000  
FACL/CHAIRPERSON.....: EST/A. CANO  
REPORT REMARKS.....: GREATER WEIGHT. DENIED BANING ON SHU CELL DOOR, DESTROY  
A SHEET \$4.50. THREE STAFF WITNESSED.

HEARING IS ALSO BASIS FOR EXECUTION OF DS SUSPENDED 02-15-2017 0950  
329 DESTROY PROP \$100 OR LESS - FREQ: 1  
DIS GCT / 14 DAYS / CS  
COMP:010 LAW:P DIS GCT WAS IMPOSED TO MEET YOUR PLRA SENTENCE  
GUIDELINE.  
FF NVGCT / 3 DAYS / CS  
COMP:010 LAW:P FF NVGCT WAS IMPOSED TO MEET YOUR PLRA SENTENCE  
GUIDELINE.  
LP EMAIL / 3 MONTHS / CS  
COMP: LAW: LP EMAIL WAS IMPOSED TO DETER FUTURE MISCONDUCT  
RESTORE 6-21-2017  
MON REST / 2.25 DOLLARS / CS  
COMP: LAW: MON RESTITUTION WAS IMPOSED TO DETER FUTURE  
MISCONDUCT.EACH I/M IN CELL ORDER TO PAY HALF COST

-----  
REPORT NUMBER/STATUS.: 2949056 - SANCTIONED INCIDENT DATE/TIME: 02-08-2017 0830  
DHO HEARING DATE/TIME: 02-15-2017 0950 DHO REPT DEL: 02-23-2017 1715  
FACL/CHAIRPERSON.....: EST/A. CANO  
REPORT REMARKS.....: DENIED OWNERSHIP OF GREEN AND BROWN PAPER SOAKED IN  
AMPHETAMINE FOUND ON DESK. CELLMATE DENIED AMPHETAMINE.

113 POSSESSING DRUGS/ALCOHOL - FREQ: 1 ATI: DDC  
DIS GCT / 41 DAYS / CS  
COMP:010 LAW:P DIS GCT WAS IMPOSED TO MEET YOUR PLRA SENTENCE  
GUIDELINE.  
DS / 10 DAYS / CS  
COMP: LAW: DS WAS IMPOSED AS A PUNISHMENT.

G0002 MORE PAGES TO FOLLOW . . .

VIMFY \* INMATE DISCIPLINE DATA \* 06-02-2020  
PAGE 002 OF 002 \* CHRONOLOGICAL DISCIPLINARY RECORD \* 17:52:30

REGISTER NO: 41928-069 NAME..: CARROR-TORRES, YONNEDIL  
FUNCTION...: PRT FORMAT: CHRONO LIMIT TO \_\_\_\_ MOS PRIOR TO 06-02-2020

DHO HEARING DATE/TIME: 02-15-2017 0950 REPORT 2949056 CONTINUED  
DS / 14 DAYS / CS / SUSPENDED 180 DAYS  
EXECUTED BASED ON HEARING OF 03-22-2017 0835  
COMP: LAW: DS SUSPENDED PENDING 180 DAYS OF CLEAR CONDUCT  
WAS IMPOSED TO DETER FUTURE MISCONDUCT.  
LP COMM / 6 MONTHS / CS  
COMP: LAW: LP COMM WAS IMPOSED TO DETER FUTURE MISCONDUCT.  
RESTORE 08-14-2017  
LP VISIT / 6 MONTHS / CS  
COMP: LAW: LP VISIT WAS IMPOSED TO DETER FUTURE MISCONDUCT  
NO VISITORS FROM 2-15-2017 THROUGH 08-14-2017  
LP VISITRS / 6 MONTHS / CS  
COMP: LAW: LP VISITRS WAS IMPOSED TO DETER FUTURE MISCONDUCT.  
IMMEDIATE FAMILY ONLY MAY VISIT 8/15/17 - 2/14/18

-----  
REPORT NUMBER/STATUS.: 2903733 - SANCTIONED INCIDENT DATE/TIME: 10-05-2016 1050  
UDC HEARING DATE/TIME: 10-06-2016 1502  
FACL/UDC/CHAIRPERSON.: EST/UNT D/SMITH/JENK  
REPORT REMARKS.....: WHEN ASKED I TOLD THEM I NEEDED TO THINK ABOUT IT, THEN  
I CALLED FOR ANOTHER OFC AND THEN SAID I WOULD GO  
306 REFUSING WORK/PGM ASSIGNMENT - FREQ: 1  
LP COMM / 45 DAYS / CS  
COMP: LAW: LOSS OF COMMISSARY FOR 45 DAYS

G0005

TRANSACTION SUCCESSFULLY COMPLETED - CONTINUE PROCESSING IF DESIRED

VIMFY \* PUBLIC INFORMATION \* 06-02-2020  
PAGE 001 \* INMATE DATA \* 17:28:25  
AS OF 06-02-2020

REGNO..: 27173-016 NAME: REED, VINCENT

RESP OF: LOM  
PHONE..: 805-735-2771 FAX: 805-736-1292  
RACE/SEX...: BLACK / MALE  
AGE: 54  
PROJ REL MT: GOOD CONDUCT TIME RELEASE PAR ELIG DT: N/A  
PROJ REL DT: 08-05-2025 PAR HEAR DT:

G0002 MORE PAGES TO FOLLOW . . .

VIMFY \* PUBLIC INFORMATION \* 06-02-2020  
PAGE 002 \* INMATE DATA \* 17:28:25  
AS OF 06-02-2020

REGNO..: 27173-016 NAME: REED, VINCENT

RESP OF: LOM  
PHONE..: 805-735-2771 FAX: 805-736-1292  
HOME DETENTION ELIGIBILITY DATE: 02-05-2025

THE FOLLOWING SENTENCE DATA IS FOR THE INMATE'S CURRENT COMMITMENT.  
THE INMATE IS PROJECTED FOR RELEASE: 08-05-2025 VIA GCT REL

-----CURRENT JUDGMENT/WARRANT NO: 010 -----

COURT OF JURISDICTION.....: DIST OF COLUMBIA, DISTRICT CRT  
DOCKET NUMBER.....: CR 03-560-1  
JUDGE.....: WALTON  
DATE SENTENCED/PROBATION IMPOSED: 03-21-2006  
DATE COMMITTED.....: 07-25-2006  
HOW COMMITTED.....: US DISTRICT COURT COMMITMENT  
PROBATION IMPOSED.....: NO

FELONY ASSESS	MISDMNR ASSESS	FINES	COSTS
\$300.00	\$00.00	\$00.00	\$00.00

RESTITUTION....: PROPERTY: NO SERVICES: NO AMOUNT: \$45,158.66

-----CURRENT OBLIGATION NO: 010 -----  
OFFENSE CODE....: 554 18:2113(D) ROBBRY,ASSLT,BANK  
OFF/CHG: 18:2113(A) & (D):ARMED BANK ROBBERY  
22:2803(A)(1) & (B)(1);ARMED CARJACKING/22:303;DESTROY PROP

SENTENCE PROCEDURE.....: 3559 PLRA SENTENCE  
SENTENCE IMPOSED/TIME TO SERVE.: 327 MONTHS  
TERM OF SUPERVISION.....: 5 YEARS  
NEW SENTENCE IMPOSED.....: 300 MONTHS  
BASIS FOR CHANGE.....: COURT ORDER MODIFYING SENTENCE  
RELATIONSHIP OF THIS OBLIGATION  
TO OTHERS FOR THE OFFENDER....: CC  
DATE OF OFFENSE.....: 12-02-2003

G0002 MORE PAGES TO FOLLOW . . .

VIMFY \* PUBLIC INFORMATION \* 06-02-2020  
PAGE 003 OF 003 \* INMATE DATA \* 17:28:25  
AS OF 06-02-2020

REGNO..: 27173-016 NAME: REED, VINCENT

RESP OF: LOM  
PHONE..: 805-735-2771 FAX: 805-736-1292  
-----CURRENT COMPUTATION NO: 010 -----

COMPUTATION 010 WAS LAST UPDATED ON 01-23-2020 AT DSC AUTOMATICALLY  
COMPUTATION CERTIFIED ON 08-07-2008 BY DESIG/SENTENCE COMPUTATION CTR

THE FOLLOWING JUDGMENTS, WARRANTS AND OBLIGATIONS ARE INCLUDED IN  
CURRENT COMPUTATION 010: 010 010

DATE COMPUTATION BEGAN.....: 03-21-2006  
TOTAL TERM IN EFFECT.....: 300 MONTHS  
TOTAL TERM IN EFFECT CONVERTED..: 25 YEARS  
EARLIEST DATE OF OFFENSE.....: 12-02-2003

JAIL CREDIT.....: FROM DATE THRU DATE  
12-02-2003 03-20-2006

TOTAL PRIOR CREDIT TIME.....: 840  
TOTAL INOPERATIVE TIME.....: 0  
TOTAL GCT EARNED AND PROJECTED..: 1213  
TOTAL GCT EARNED.....: 727  
STATUTORY RELEASE DATE PROJECTED: 08-05-2025  
TWO THIRDS DATE.....: 08-01-2020  
EXPIRATION FULL TERM DATE.....: 11-30-2028  
TIME SERVED.....: 16 YEARS 6 MONTHS  
PERCENTAGE OF FULL TERM SERVED..: 66.0  
PERCENT OF STATUTORY TERM SERVED: 76.1

PROJECTED SATISFACTION DATE.....: 08-05-2025  
PROJECTED SATISFACTION METHOD...: GCT REL

S0055 NO PRIOR SENTENCE DATA EXISTS FOR THIS INMATE

VIMFY \*ADMINISTRATIVE REMEDY GENERALIZED RETRIEVAL \* 06-02-2020  
PAGE 001 OF 17:48:45  
FUNCTION: L-P SCOPE: REG EQ 27173-016 OUTPUT FORMAT: SAN  
-----LIMITED TO SUBMISSIONS WHICH MATCH ALL LIMITATIONS KEYED BELOW-----  
DT RCV: FROM \_\_\_\_\_ THRU \_\_\_\_\_ DT STS: FROM \_\_\_\_\_ THRU \_\_\_\_\_  
DT STS: FROM \_\_\_\_ TO \_\_\_\_ DAYS BEFORE "OR" FROM \_\_\_\_ TO \_\_\_\_ DAYS AFTER DT RDU  
DT TDU: FROM \_\_\_\_ TO \_\_\_\_ DAYS BEFORE "OR" FROM \_\_\_\_ TO \_\_\_\_ DAYS AFTER DT TRT  
STS/REAS: \_\_\_\_\_  
SUBJECTS: \_\_\_\_\_  
EXTENDED: \_ REMEDY LEVEL: \_ \_ RECEIPT: \_ \_ "OR" EXTENSION: \_ \_ \_  
RCV OFC : EQ \_\_\_\_\_  
TRACK: DEPT: \_\_\_\_\_  
PERSON: \_\_\_\_\_  
TYPE: \_\_\_\_\_  
EVNT FACL: EQ \_\_\_\_\_  
RCV FACL.: EQ \_\_\_\_\_  
RCV UN/LC: EQ \_\_\_\_\_  
RCV QTR..: EQ \_\_\_\_\_  
ORIG FACL: EQ \_\_\_\_\_  
ORG UN/LC: EQ \_\_\_\_\_  
ORIG QTR.: EQ \_\_\_\_\_

G0002 MORE PAGES TO FOLLOW . . .

VIMFY \*ADMINISTRATIVE REMEDY GENERALIZED RETRIEVAL \* 06-02-2020  
PAGE 002 OF 002 \* SANITIZED FORMAT \* 17:48:45

REMEDIY-ID	SUBJ1/SUBJ2	RCV-OFC	RCV-FACL	DATE-RCV	ABSTRACT STATUS	STATUS-DATE
453137-F1	15AM/ GIL	FRP GIL	GIL	05-18-2007	REJ	05-18-2007
453137-R1	15AM/ MXR	FRP GIL	GIL	06-26-2007	REJ	06-29-2007
480653-F1	15AM/ GIL	REQUEST TO BE PLACED ON IFRP	GIL	01-28-2008	EXEMPT CLD	02-29-2008
485928-F1	31ZM/ GIL	REQUEST CORRECTED COMPUTATION	GIL	03-13-2008	CLO	03-20-2008
705038-F1	21AM/ VIM	APPEALING UDC HEARING	VIM	08-30-2012	CLO	09-27-2012
705038-R1	21AM/ WXR	UDC HEARING 08-09-12 CODE: 307	VIM	10-09-2012	CLO	11-06-2012
969553-F1	21AM/ LOM	APPEALING IR FOR CODE 313/316	LOM	02-27-2019	CLD	04-01-2019
969553-R1	21AM/ WXR	APPEALING IR FOR CODE 313/316	LOM	04-30-2019	REJ	04-30-2019
1021730-F1	13GM/ LOM	APPEALING DENIAL OF RIS/COMP	REL	05-23-2020	ACC	05-23-2020

G0000 9 REMEDY SUBMISSION(S) SELECTED  
TRANSACTION SUCCESSFULLY COMPLETED

VIMFY \* INMATE DISCIPLINE DATA \* 06-02-2020  
PAGE 001 \* CHRONOLOGICAL DISCIPLINARY RECORD \* 17:51:59

REGISTER NO: 27173-016 NAME..: REED, VINCENT  
FUNCTION...: PRT FORMAT: CHRONO LIMIT TO \_\_\_\_ MOS PRIOR TO 06-02-2020

-----  
REPORT NUMBER/STATUS.: 3223700 - SANCTIONED INCIDENT DATE/TIME: 02-12-2019 1245  
UDC HEARING DATE/TIME: 02-14-2019 0800  
FACL/UDC/CHAIRPERSON.: LOM/J/J GARCIA  
APPEAL CASE NUMBER(S): 969553

REPORT REMARKS.....: STATED TO TALK TO CASE MANAGER TO VERIFY HE WAS TALKING  
TO HIM.CASE

313 LYING OR FALSIFYING STATEMENT - FREQ: 1  
CHG QTRS / CS  
COMP: LAW: CHANGE OF QUARTER FOR J-UNIT PROGRAMMING UNIT BACK  
TO PARENT UNIT (F-UNIT)  
LOSE JOB / CS  
COMP: LAW: LOSS OF JOB IN MAIN CORRIDOR.

-----  
REPORT NUMBER/STATUS.: 2336099 - SANCTIONED INCIDENT DATE/TIME: 08-06-2012 2200  
UDC HEARING DATE/TIME: 08-09-2012 1210  
FACL/UDC/CHAIRPERSON.: VIM/E1/2/ARELLANO  
APPEAL CASE NUMBER(S): 705038  
REPORT REMARKS.....: INMATE HAD A POOR ATTITUDE.

307 REFUSING TO OBEY AN ORDER - FREQ: 1  
LP PHONE / 30 DAYS / CS  
COMP: LAW: TO START ON 08-10-2012 AND END 9-07-2012.

-----  
REPORT NUMBER/STATUS.: 2313498 - SANCTIONED INCIDENT DATE/TIME: 06-07-2012 1810  
DHO HEARING DATE/TIME: 06-28-2012 1024  
FACL/CHAIRPERSON.....: VIM/R.A. BYRD  
REPORT REMARKS.....: INMATE ADMITS- YES, I PLEAD GUILTY  
104 POSSESSING A DANGEROUS WEAPON - FREQ: 1  
DIS GCT / 41 DAYS / CS  
COMP:010 LAW:P LOSS OF 41 DAYS GOOD CONDUCT TIME  
DS / 60 DAYS / CS  
COMP: LAW: 60 DAYS DISCIPLINARY SEGREGATION TILL 8-26-12  
ACTIVATE IR 2252483  
LP COMM / 1 YEARS / CS  
COMP: LAW: 1 YEAR LOSS OF COMMISSARY TILL 6-28-13  
LP VISIT / 1 YEARS / CS  
COMP: LAW: 1 YEAR LOSS OF VISITS TILL 6-28-13

-----  
REPORT NUMBER/STATUS.: 2252483 - SANCTIONED INCIDENT DATE/TIME: 01-05-2012 1030  
DHO HEARING DATE/TIME: 01-12-2012 0918  
FACL/CHAIRPERSON.....: VIM/R.A. BYRD  
REPORT REMARKS.....: INMATE DENIES- I DIDN'T SAY THAT, I DID SAY GO LOOK IN  
THE MIRROR

G0002 MORE PAGES TO FOLLOW . . .

VIMFY \* INMATE DISCIPLINE DATA \* 06-02-2020  
PAGE 002 \* CHRONOLOGICAL DISCIPLINARY RECORD \* 17:51:59

REGISTER NO: 27173-016 NAME..: REED, VINCENT  
FUNCTION...: PRT FORMAT: CHRONO LIMIT TO \_\_\_\_ MOS PRIOR TO 06-02-2020

DHO HEARING DATE/TIME: 01-12-2012 0918 REPORT 2252483 CONTINUED

312 BEING INSOLENT TO STAFF MEMBER - FREQ: 1  
DIS GCT / 13 DAYS / CS  
COMP:010 LAW:P LOSS OF 13 DAYS GOOD CONDUCT TIME  
DS / 15 DAYS / CS / SUSPENDED 180 DAYS  
COMP: LAW: 15 DAYS DISCIPLINARY SEGREGATION,SUSPENDED PENDING  
180 DAYS CLEAR CONDUCT  
LP COMM / 3 MONTHS / CS  
COMP: LAW: 3 MONTHS LOSS OF COMMISSARY TILL 4-12-12  
MON REST / 25.00 DOLLARS / CS  
COMP: LAW: MONETARY FINE IN THE AMOUNT OF \$25.00

-----  
REPORT NUMBER/STATUS.: 2054692 - SANCTIONED INCIDENT DATE/TIME: 08-16-2010 2110  
DHO HEARING DATE/TIME: 09-02-2010 0957

FACL/CHAIRPERSON.....: ALM/BITTENBEND  
REPORT REMARKS.....: I/M CAUGHT TAKING CIGARETTE BUTTS FROM STAFF BREAK AREA  
CONCEALING THEM IN JOCK STRAP AND PLASTIC BAG

305 POSSESSING UNAUTHORIZED ITEM - FREQ: 1  
DIS GCT / 13 DAYS / CS  
COMP:010 LAW:P PUNISH FOR MISCONDUCT  
DS / 15 DAYS / CS  
COMP: LAW: PUNISH FOR MISCONDUCT  
FF NVGCT / 30 DAYS / CS  
COMP:010 LAW:P PUNISH FOR MISCONDUCT  
LOSE JOB / 1 YEARS / CS  
COMP: LAW: PREVENT MISCONDUCT  
REMOVE FROM CCS - PM WORK DETAIL  
LP COMM / 6 MONTHS / CS  
COMP: LAW: PREVENT MISCONDUCT  
EXPIRES - 3/2/11  
LP PHONE / 6 MONTHS / CS  
COMP: LAW: PREVENT MISCONDUCT  
EXPIRES - 3/2/11  
LP VISIT / 6 MONTHS / CS  
COMP: LAW: PREVENT MISCONDUCT  
EXPIRES - 3/2/11

-----  
REPORT NUMBER/STATUS.: 1915361 - SANCTIONED INCIDENT DATE/TIME: 09-08-2009 1200  
DHO HEARING DATE/TIME: 09-17-2009 1006

FACL/CHAIRPERSON.....: ALM/BITTENBEND  
REPORT REMARKS.....: I/M WAS INSOLENT TOWARD LT.

312 BEING INSOLENT TO STAFF MEMBER - FREQ: 1  
DIS GCT / 13 DAYS / CS  
COMP:010 LAW:P PUNISH FOR MISCONDUCT

G0002 MORE PAGES TO FOLLOW . . .

VIMFY \* INMATE DISCIPLINE DATA \* 06-02-2020  
PAGE 003 OF 003 \* CHRONOLOGICAL DISCIPLINARY RECORD \* 17:51:59

REGISTER NO: 27173-016 NAME..: REED, VINCENT  
FUNCTION...: PRT FORMAT: CHRONO LIMIT TO \_\_\_\_ MOS PRIOR TO 06-02-2020

DHO HEARING DATE/TIME: 09-17-2009 1006 REPORT 1915361 CONTINUED  
DS / 15 DAYS / CS / SUSPENDED 180 DAYS  
COMP: LAW: SUSPEND 180 DAYS PENDING CLEAR CONDUCT  
PREVENT MISCONDUCT  
LP COMM / 4 MONTHS / CS  
COMP: LAW: PREVENT MISCONDUCT  
EXPIRES - 1/17/10

-----  
REPORT NUMBER/STATUS.: 1875973 - SANCTIONED INCIDENT DATE/TIME: 06-02-2009 1030

UDC HEARING DATE/TIME: 06-03-2009 0830

FACL/UDC/CHAIRPERSON.: ALM/UNIT 2A/R.LAVELLA

REPORT REMARKS.....: ADMITS WEARING SHIRT.

306 REFUSING WORK/PGM ASSIGNMENT - FREQ: 1  
LP COMM / 1 MONTHS / CS / SUSPENDED 90 DAYS  
COMP: LAW: SUSP 90 DAYS CLEAR CONDUCT - CONSEC TO BELOW  
307 REFUSING TO OBEY AN ORDER - FREQ: 1  
LP COMM / 1 MONTHS / CS / SUSPENDED 90 DAYS  
COMP: LAW: SUSP 90 DAYS CLEAR CONDUCT

-----  
REPORT NUMBER/STATUS.: 1710241 - SANCTIONED INCIDENT DATE/TIME: 03-13-2008 1830

UDC HEARING DATE/TIME: 03-16-2008 1300

FACL/UDC/CHAIRPERSON.: GIL/B/AMOS

REPORT REMARKS.....: INMATE REFUSED TO MOVE FROM ONE CELL TO ANOTHER IN SHU.

306 REFUSING WORK/PGM ASSIGNMENT - FREQ: 1  
LP COMM / 30 DAYS / CS  
COMP: LAW: LOSS OF COMMISSARY FOR 30 DAYS.

-----  
REPORT NUMBER/STATUS.: 1707806 - SANCTIONED INCIDENT DATE/TIME: 03-07-2008 1139

DHO HEARING DATE/TIME: 03-13-2008 0905

FACL/CHAIRPERSON.....: GIL/HEADY

REPORT REMARKS.....: INMATE STATES HIS CELLMATE HIT HIM SO HE JUST DEFENDED  
HIMSELF. STAFF OBSERVED BOTH OF THEM SWING AT EACH OTHER

201 FIGHTING WITH ANOTHER PERSON - FREQ: 1  
DIS GCT / 27 DAYS / CS  
COMP:010 LAW:P DISALLOW 27 DAYS GCT  
DS / 30 DAYS / CS  
COMP: LAW: 30 DAYS D/S

G0005

TRANSACTION SUCCESSFULLY COMPLETED - CONTINUE PROCESSING IF DESIRED

VIMFY \* PUBLIC INFORMATION \* 06-02-2020  
PAGE 001 \* INMATE DATA \* 17:27:12  
AS OF 06-02-2020

REGNO..: 46693-298 NAME: GARCIA, FELIX SAMUEL

RESP OF: LOM  
PHONE..: 805-735-2771 FAX: 805-736-1292  
RACE/SEX...: WHITE / MALE  
AGE: 35  
PROJ REL MT: BOP SUBST ABUSE TRTMT REL PAR ELIG DT: N/A  
PROJ REL DT: 11-06-2020 PAR HEAR DT:

G0002 MORE PAGES TO FOLLOW . . .

VIMFY \* PUBLIC INFORMATION \* 06-02-2020  
PAGE 002 \* INMATE DATA \* 17:27:12  
AS OF 06-02-2020

REGNO..: 46693-298 NAME: GARCIA, FELIX SAMUEL

RESP OF: LOM  
PHONE..: 805-735-2771 FAX: 805-736-1292  
HOME DETENTION ELIGIBILITY DATE: 05-06-2020

THE FOLLOWING SENTENCE DATA IS FOR THE INMATE'S CURRENT COMMITMENT.  
THE INMATE IS PROJECTED FOR RELEASE: 11-06-2020 VIA 3621E CMPL

-----CURRENt JUDGMENT/WARRANT NO: 010 -----

COURT OF JURISDICTION.....: CALIFORNIA, SOUTHERN DISTRICT  
DOCKET NUMBER.....: 14CR0657-BTM  
JUDGE.....: MOSKOWITZ  
DATE SENTENCED/PROBATION IMPOSED: 07-24-2015  
DATE COMMITTED.....: 09-25-2015  
HOW COMMITTED.....: US DISTRICT COURT COMMITMENT  
PROBATION IMPOSED.....: NO

FELONY ASSESS	MISDMNR ASSESS	FINES	COSTS
NON-COMMITTED.: \$100.00	\$00.00	\$00.00	\$00.00

RESTITUTION....: PROPERTY: NO SERVICES: NO AMOUNT: \$00.00

-----CURRENt OBLIGATION NO: 010 -----  
OFFENSE CODE....: 383 21:841 SCH II NON-NARCOTIC  
OFF/CHG: 21:841(A)(1) POSSESSION OF METHAMPHETAMINE WITH INTENT  
TO DISTRIBUTE.

SENTENCE PROCEDURE.....: 3559 PLRA SENTENCE  
SENTENCE IMPOSED/TIME TO SERVE.: 87 MONTHS  
TERM OF SUPERVISION.....: 3 YEARS  
DATE OF OFFENSE.....: 03-04-2014

G0002 MORE PAGES TO FOLLOW . . .

VIMFY \* PUBLIC INFORMATION \* 06-02-2020  
PAGE 003 OF 003 \* INMATE DATA \* 17:27:12  
AS OF 06-02-2020

REGNO..: 46693-298 NAME: GARCIA, FELIX SAMUEL

RESP OF: LOM  
PHONE..: 805-735-2771 FAX: 805-736-1292  
-----CURRENT COMPUTATION NO: 010 -----

COMPUTATION 010 WAS LAST UPDATED ON 05-28-2020 AT DSC AUTOMATICALLY  
COMPUTATION CERTIFIED ON 09-28-2015 BY DESIG/SENTENCE COMPUTATION CTR

THE FOLLOWING JUDGMENTS, WARRANTS AND OBLIGATIONS ARE INCLUDED IN  
CURRENT COMPUTATION 010: 010 010

DATE COMPUTATION BEGAN.....: 09-25-2015  
TOTAL TERM IN EFFECT.....: 87 MONTHS  
TOTAL TERM IN EFFECT CONVERTED..: 7 YEARS 3 MONTHS  
EARLIEST DATE OF OFFENSE.....: 03-04-2014

JAIL CREDIT.....: FROM DATE THRU DATE  
03-04-2014 03-25-2014

TOTAL PRIOR CREDIT TIME.....: 22  
TOTAL INOPERATIVE TIME.....: 0  
TOTAL GCT EARNED AND PROJECTED..: 391  
TOTAL GCT EARNED.....: 216  
STATUTORY RELEASE DATE PROJECTED: 11-06-2021  
TWO THIRDS DATE.....: 07-03-2020  
EXPIRATION FULL TERM DATE.....: 12-02-2022  
TIME SERVED.....: 4 YEARS 9 MONTHS  
PERCENTAGE OF FULL TERM SERVED..: 65.5  
PERCENT OF STATUTORY TERM SERVED: 76.8

PROJECTED SATISFACTION DATE.....: 11-06-2020  
PROJECTED SATISFACTION METHOD...: 3621E CMPL

S0055 NO PRIOR SENTENCE DATA EXISTS FOR THIS INMATE

VIMFY \*ADMINISTRATIVE REMEDY GENERALIZED RETRIEVAL \* 06-02-2020  
PAGE 001 OF 17:47:23  
FUNCTION: L-P SCOPE: REG EQ 46693-298 OUTPUT FORMAT: SAN  
-----LIMITED TO SUBMISSIONS WHICH MATCH ALL LIMITATIONS KEYED BELOW-----  
DT RCV: FROM \_\_\_\_\_ THRU \_\_\_\_\_ DT STS: FROM \_\_\_\_\_ THRU \_\_\_\_\_  
DT STS: FROM \_\_\_\_ TO \_\_\_\_ DAYS BEFORE "OR" FROM \_\_\_\_ TO \_\_\_\_ DAYS AFTER DT RDU  
DT TDU: FROM \_\_\_\_ TO \_\_\_\_ DAYS BEFORE "OR" FROM \_\_\_\_ TO \_\_\_\_ DAYS AFTER DT TRT  
STS/REAS: \_\_\_\_\_  
SUBJECTS: \_\_\_\_\_  
EXTENDED: \_ REMEDY LEVEL: \_ \_ RECEIPT: \_ \_ "OR" EXTENSION: \_ \_ \_  
RCV OFC : EQ \_\_\_\_\_  
TRACK: DEPT: \_\_\_\_\_  
PERSON: \_\_\_\_\_  
TYPE: \_\_\_\_\_  
EVNT FACL: EQ \_\_\_\_\_  
RCV FACL.: EQ \_\_\_\_\_  
RCV UN/LC: EQ \_\_\_\_\_  
RCV QTR..: EQ \_\_\_\_\_  
ORIG FACL: EQ \_\_\_\_\_  
ORG UN/LC: EQ \_\_\_\_\_  
ORIG QTR.: EQ \_\_\_\_\_

G0002 MORE PAGES TO FOLLOW . . .

VIMFY \*ADMINISTRATIVE REMEDY GENERALIZED RETRIEVAL \* 06-02-2020  
PAGE 002 OF 002 \* SANITIZED FORMAT \* 17:47:23

REMEDIY-ID	SUBJ1/SUBJ2	RCV-OFC	RCV-FACL	DATE-RCV	ABSTRACT STATUS	STATUS-DATE
865488-R1	10ZM/ SCR		TRANSFER DENIED BML	06-06-2016	REJ	06-06-2016
873760-F1	10CM/ BML		WHY WAS TRANSFER DENIED BML	08-23-2016	REJ	08-23-2016
873760-F2	10CM/ BML		WHY WAS TRANSFER DENIED BML	08-31-2016	CLO	09-08-2016
877498-R1	31ZM/ SCR		CONVICTION SET ASIDE AND CHARGE DISMISSED BML	09-23-2016	REJ	09-23-2016
873760-R1	10CM/ SCR		WHY WAS TRANSFER DENIED BML	10-03-2016	REJ	10-03-2016
879345-F1	10CM/ BML		WANTS 313 TRANSFER BML	10-14-2016	CLD	10-27-2016
873760-R2	10CM/ SCR		WHY WAS TRANSFER DENIED BML	10-19-2016	REJ	10-19-2016
873760-R3	10CM/ SCR		WHY WAS TRANSFER DENIED BML	10-31-2016	CLD	11-17-2016
879345-R1	10CM/ SCR		WANTS 313 TRANSFER BML	11-21-2016	CLO	12-12-2016
873760-A1	10CM/ BOP		WHY WAS TRANSFER DENIED BML	01-19-2017	VOD	02-15-2017
873760-A2	10CM/ BOP		WHY WAS TRANSFER DENIED BML	01-19-2017	REJ	02-15-2017
873760-A3	10CM/ BOP		WHY WAS TRANSFER DENIED BML	03-06-2017	CLD	06-26-2017

G0000 12 REMEDY SUBMISSION(S) SELECTED  
TRANSACTION SUCCESSFULLY COMPLETED

VIMFY \* INMATE DISCIPLINE DATA \* 06-02-2020  
PAGE 001 OF 001 \* CHRONOLOGICAL DISCIPLINARY RECORD \* 17:50:50

REGISTER NO: 46693-298 NAME..: GARCIA, FELIX SAMUEL  
FUNCTION...: PRT FORMAT: CHRONO LIMIT TO \_\_\_\_ MOS PRIOR TO 06-02-2020

-----  
REPORT NUMBER/STATUS.: 3207314 - SANCTIONED INCIDENT DATE/TIME: 12-29-2018 1300

UDC HEARING DATE/TIME: 01-03-2019 1130

FACL/UDC/CHAIRPERSON.: LOF/B/DIAZ

REPORT REMARKS.....: STATED, "IT WAS A MISUNDERSTANDING"

307 REFUSING TO OBEY AN ORDER - FREQ: 1

LP COMM / 30 DAYS / CS  
FROM: 01-03-2019 THRU: 02-01-2019

COMP: LAW:

LP PHONE / 30 DAYS / CS  
FROM: 01-03-2019 THRU: 02-01-2019

COMP: LAW:

-----  
REPORT NUMBER/STATUS.: 3108076 - SANCTIONED INCIDENT DATE/TIME: 04-03-2018 1700

UDC HEARING DATE/TIME: 04-05-2018 0954

FACL/UDC/CHAIRPERSON.: LOF/A/A ZEPEDA

REPORT REMARKS.....: I/M ADMITTED THAT HE WAS WRONG ABOUT NOT FOLLOWING THE  
ORDER TO TURN IN HIS ID CARD WHEN ORDERED TO DO SO.

307 REFUSING TO OBEY AN ORDER - FREQ: 1

LP COMM / 60 DAYS / CS

COMP: LAW: LOSS OF COMMISSARY 60 DAYS BEGINNING 04-05-2018

LP PHONE / 60 DAYS / CS

COMP: LAW: LOSS OF PHONE 60 DAYS BEGINNING 04-05-2018

G0005

TRANSACTION SUCCESSFULLY COMPLETED - CONTINUE PROCESSING IF DESIRED

VIMFY \* PUBLIC INFORMATION \* 06-02-2020  
PAGE 001 \* INMATE DATA \* 17:27:50  
AS OF 06-02-2020

REGNO..: 54460-097 NAME: BROWN, ANDRE

RESP OF: LOM  
PHONE..: 805-735-2771 FAX: 805-736-1292  
RACE/SEX...: BLACK / MALE  
AGE: 54  
PROJ REL MT: GOOD CONDUCT TIME RELEASE PAR ELIG DT: N/A  
PROJ REL DT: 10-06-2024 PAR HEAR DT:

G0002 MORE PAGES TO FOLLOW . . .

VIMFY	*	PUBLIC INFORMATION	*	06-02-2020
PAGE 002	*	INMATE DATA	*	17:27:50
		AS OF 06-02-2020		

REGNO..: 54460-097 NAME: BROWN, ANDRE

RESP OF: LOM  
PHONE..: 805-735-2771 FAX: 805-736-1292  
HOME DETENTION ELIGIBILITY DATE: 04-06-2024

THE FOLLOWING SENTENCE DATA IS FOR THE INMATE'S CURRENT COMMITMENT.  
THE INMATE IS PROJECTED FOR RELEASE: 10-06-2024 VIA GCT REL

-----CURRENT JUDGMENT/WARRANT NO: 030 -----

COURT OF JURISDICTION.....: CALIFORNIA, CENTRAL DISTRICT  
DOCKET NUMBER.....: CR 13-00822-ODW-2  
JUDGE.....: WRIGHT  
DATE SENTENCED/PROBATION IMPOSED: 01-28-2019  
DATE COMMITTED.....: 06-03-2019  
HOW COMMITTED.....: US DISTRICT COURT COMMITMENT  
PROBATION IMPOSED.....: NO

FELONY ASSESS	MISDMNR ASSESS	FINES	COSTS
\$200.00	\$00.00	\$00.00	\$00.00

RESTITUTION....: PROPERTY: NO SERVICES: NO AMOUNT: \$00.00

-----CURRENT OBLIGATION NO: 010 -----

OFFENSE CODE....: 391 21:846 SEC 841-851 ATTEMPT  
OFF/CHG: 21:846:CONSPIRACY TO MANUFACTURE, DISTRIBUTE, AND POSSESS WITH  
INTENT TO DISTRIBUTE PHENCYCLIDINE (PCP), AND ILLEGALLY  
POSSESS A LISTED CHEMICAL, 21:841(A)(1),(B)(1)(B)(IV)  
:DISTRIBUTION AND POSSESSION WITH INTENT TO DISTRIBUTE PCP

SENTENCE PROCEDURE.....: 3559 PLRA SENTENCE  
SENTENCE IMPOSED/TIME TO SERVE.: 150 MONTHS  
TERM OF SUPERVISION.....: 5 YEARS  
DATE OF OFFENSE.....: 01-30-2014

G0002 MORE PAGES TO FOLLOW . . .

VIMFY \* PUBLIC INFORMATION \* 06-02-2020  
PAGE 003 \* INMATE DATA \* 17:27:50  
AS OF 06-02-2020

REGNO..: 54460-097 NAME: BROWN, ANDRE

RESP OF: LOM  
PHONE..: 805-735-2771 FAX: 805-736-1292  
-----CURRENT COMPUTATION NO: 030 -----

COMPUTATION 030 WAS LAST UPDATED ON 07-01-2019 AT DSC AUTOMATICALLY  
COMPUTATION CERTIFIED ON 07-02-2019 BY DESIG/SENTENCE COMPUTATION CTR

THE FOLLOWING JUDGMENTS, WARRANTS AND OBLIGATIONS ARE INCLUDED IN  
CURRENT COMPUTATION 030: 030 010

DATE COMPUTATION BEGAN.....: 01-28-2019  
TOTAL TERM IN EFFECT.....: 150 MONTHS  
TOTAL TERM IN EFFECT CONVERTED..: 12 YEARS 6 MONTHS  
EARLIEST DATE OF OFFENSE.....: 01-30-2014

JAIL CREDIT.....: FROM DATE THRU DATE  
02-12-2014 01-27-2019

TOTAL PRIOR CREDIT TIME.....: 1811  
TOTAL INOPERATIVE TIME.....: 0  
TOTAL GCT EARNED AND PROJECTED..: 674  
TOTAL GCT EARNED.....: 324  
STATUTORY RELEASE DATE PROJECTED: 10-06-2024  
TWO THIRDS DATE.....: 06-12-2022  
EXPIRATION FULL TERM DATE.....: 08-11-2026  
TIME SERVED.....: 6 YEARS 3 MONTHS 21 DAYS  
PERCENTAGE OF FULL TERM SERVED..: 50.4  
PERCENT OF STATUTORY TERM SERVED: 59.2

PROJECTED SATISFACTION DATE.....: 10-06-2024  
PROJECTED SATISFACTION METHOD...: GCT REL

G0002 MORE PAGES TO FOLLOW . . .

VIMFY	*	PUBLIC INFORMATION	*	06-02-2020
PAGE 004	*	INMATE DATA	*	17:27:50
		AS OF 06-02-2020		

REGNO..: 54460-097 NAME: BROWN, ANDRE

RESP OF: LOM

THE FOLLOWING SENTENCE DATA IS FOR THE INMATE'S PRIOR COMMITMENT.  
THE INMATE WAS SCHEDULED FOR RELEASE: 07-06-1993 VIA FT REL

-----PRIOR JUDGMENT/WARRANT NO: 020 -----

COURT OF JURISDICTION.....: CALIFORNIA, CENTRAL DISTRICT  
DOCKET NUMBER.....: CR-89-611-JMI  
JUDGE.....: IDEMAN  
DATE SENTENCED/PROBATION IMPOSED: 12-20-1989  
DATE SUPERVISION REVOKED.....: 02-01-1993  
TYPE OF SUPERVISION REVOKED.....: REG  
DATE COMMITTED.....: 04-22-1993  
HOW COMMITTED.....: COMMIT OF SUPERVISED REL VIOL  
PROBATION IMPOSED.....: NO

RESTITUTION...: PROPERTY: NO SERVICES: NO AMOUNT: \$00.00

-----PRIOR OBLIGATION NO: 010 -----  
OFFENSE CODE....: 132 18:922(C),931 FIREARMS NATL  
OFF/CHG: FALSE STATEMENT IN ACQUISITION OF FIREARMS, 18 USC 922(A)(6)  
FORFEITURE OF FIREARMS, 18 USC 924(D)(1).

SENTENCE PROCEDURE.....: SUPERVISED RELEASE VIOLATION  
SENTENCE IMPOSED/TIME TO SERVE.: 12 MONTHS  
NEW SENTENCE IMPOSED.....: 6 MONTHS  
BASIS FOR CHANGE.....: 3583 SUPERVISED RELEASE VIOL  
DATE OF OFFENSE.....: 11-28-1987

G0002

MORE PAGES TO FOLLOW . . .

VIMFY \* PUBLIC INFORMATION \* 06-02-2020  
PAGE 005 \* INMATE DATA \* 17:27:50  
AS OF 07-06-1993

REGNO..: 54460-097 NAME: BROWN, ANDRE

RESP OF: LOM  
PHONE..: 805-735-2771 FAX: 805-736-1292  
-----PRIOR COMPUTATION NO: 020 -----

COMPUTATION 020 WAS LAST UPDATED ON 04-27-1993 AT FTW AUTOMATICALLY

THE FOLLOWING JUDGMENTS, WARRANTS AND OBLIGATIONS ARE INCLUDED IN  
PRIOR COMPUTATION 020: 020 010

DATE COMPUTATION BEGAN.....: 02-01-1993  
TOTAL TERM IN EFFECT.....: 6 MONTHS  
TOTAL TERM IN EFFECT CONVERTED..: 6 MONTHS  
EARLIEST DATE OF OFFENSE.....: 11-28-1987

JAIL CREDIT.....: FROM DATE THRU DATE  
01-07-1993 01-31-1993

TOTAL PRIOR CREDIT TIME.....: 25  
TOTAL INOPERATIVE TIME.....: 0  
TOTAL GCT EARNED AND PROJECTED..: 0  
TOTAL GCT EARNED.....: 0  
STATUTORY RELEASE DATE PROJECTED: 07-06-1993  
EXPIRATION FULL TERM DATE.....: 07-06-1993

ACTUAL SATISFACTION DATE.....: 07-06-1993  
ACTUAL SATISFACTION METHOD.....: FT REL  
ACTUAL SATISFACTION FACILITY....: FTW  
ACTUAL SATISFACTION KEYED BY....: TLG

DAYS REMAINING.....: 0  
FINAL PUBLIC LAW DAYS.....: 0

G0002 MORE PAGES TO FOLLOW . . .

VIMFY \* PUBLIC INFORMATION \* 06-02-2020  
PAGE 006 \* INMATE DATA \* 17:27:50  
AS OF 07-05-1990

REGNO..: 54460-097 NAME: BROWN, ANDRE

RESP OF: LOM

THE FOLLOWING SENTENCE DATA IS FOR THE INMATE'S PRIOR COMMITMENT.  
THE INMATE WAS SCHEDULED FOR RELEASE: 07-05-1990 VIA FT REL

-----PRIOR JUDGMENT/WARRANT NO: 010 -----

COURT OF JURISDICTION.....: CALIFORNIA, CENTRAL DISTRICT  
DOCKET NUMBER.....: CR-89-611-JMI  
JUDGE.....: IDEMAN  
DATE SENTENCED/PROBATION IMPOSED: 12-20-1989  
DATE COMMITTED.....: 01-24-1990  
HOW COMMITTED.....: US DISTRICT COURT COMMITMENT  
PROBATION IMPOSED.....: NO

RESTITUTION...: PROPERTY: NO SERVICES: NO AMOUNT: \$00.00

-----PRIOR OBLIGATION NO: 010 -----  
OFFENSE CODE....: 132 18:922(C),931 FIREARMS NATL  
OFF/CHG: FALSE STATEMENT IN ACQUISITION OF FIREARMS, 18 USC 922(A)(6)  
FORFEITURE OF FIREARMS, 18 USC 924(D)(1).

SENTENCE PROCEDURE.....: 3559 SRA SENTENCE  
SENTENCE IMPOSED/TIME TO SERVE.: 12 MONTHS  
TERM OF SUPERVISION.....: 2 YEARS  
DATE OF OFFENSE.....: 11-28-1987

-----PRIOR COMPUTATION NO: 010 -----

COMPUTATION 010 WAS LAST UPDATED ON 03-20-1990 AT BRN AUTOMATICALLY

THE FOLLOWING JUDGMENTS, WARRANTS AND OBLIGATIONS ARE INCLUDED IN  
PRIOR COMPUTATION 010: 010 010

G0002 MORE PAGES TO FOLLOW . . .

VIMFY \* PUBLIC INFORMATION \* 06-02-2020  
PAGE 007 OF 007 \* INMATE DATA \* 17:27:50  
AS OF 07-05-1990

REGNO..: 54460-097 NAME: BROWN, ANDRE

RESP OF: LOM  
PHONE..: 805-735-2771 FAX: 805-736-1292

DATE COMPUTATION BEGAN.....: 12-20-1989  
TOTAL TERM IN EFFECT.....: 12 MONTHS  
TOTAL TERM IN EFFECT CONVERTED..: 1 YEARS  
EARLIEST DATE OF OFFENSE.....: 11-28-1987

JAIL CREDIT.....	FROM DATE	THRU DATE
	06-06-1989	06-30-1989
	07-31-1989	12-19-1989

TOTAL PRIOR CREDIT TIME.....: 167  
TOTAL INOPERATIVE TIME.....: 0  
TOTAL GCT EARNED AND PROJECTED..: 0  
TOTAL GCT EARNED.....: 0  
STATUTORY RELEASE DATE PROJECTED: 07-05-1990  
EXPIRATION FULL TERM DATE.....: 07-05-1990

ACTUAL SATISFACTION DATE.....: 07-05-1990  
ACTUAL SATISFACTION METHOD.....: FT REL  
ACTUAL SATISFACTION FACILITY....: LOS  
ACTUAL SATISFACTION KEYED BY....: BDM

DAYS REMAINING.....: 0  
FINAL PUBLIC LAW DAYS.....: 0

G0000 TRANSACTION SUCCESSFULLY COMPLETED

VIMFY \*ADMINISTRATIVE REMEDY GENERALIZED RETRIEVAL \* 06-02-2020  
PAGE 001 OF 17:47:56  
FUNCTION: L-P SCOPE: REG EQ 54460-097 OUTPUT FORMAT: SAN  
-----LIMITED TO SUBMISSIONS WHICH MATCH ALL LIMITATIONS KEYED BELOW-----  
DT RCV: FROM \_\_\_\_\_ THRU \_\_\_\_\_ DT STS: FROM \_\_\_\_\_ THRU \_\_\_\_\_  
DT STS: FROM \_\_\_\_ TO \_\_\_\_ DAYS BEFORE "OR" FROM \_\_\_\_ TO \_\_\_\_ DAYS AFTER DT RDU  
DT TDU: FROM \_\_\_\_ TO \_\_\_\_ DAYS BEFORE "OR" FROM \_\_\_\_ TO \_\_\_\_ DAYS AFTER DT TRT  
STS/REAS: \_\_\_\_\_  
SUBJECTS: \_\_\_\_\_  
EXTENDED: \_ REMEDY LEVEL: \_ \_ RECEIPT: \_ \_ "OR" EXTENSION: \_ \_ \_  
RCV OFC : EQ \_\_\_\_\_  
TRACK: DEPT: \_\_\_\_\_  
PERSON: \_\_\_\_\_  
TYPE: \_\_\_\_\_  
EVNT FACL: EQ \_\_\_\_\_  
RCV FACL.: EQ \_\_\_\_\_  
RCV UN/LC: EQ \_\_\_\_\_  
RCV QTR..: EQ \_\_\_\_\_  
ORIG FACL: EQ \_\_\_\_\_  
ORG UN/LC: EQ \_\_\_\_\_  
ORIG QTR.: EQ \_\_\_\_\_

G0002 MORE PAGES TO FOLLOW . . .

VIMFY \*ADMINISTRATIVE REMEDY GENERALIZED RETRIEVAL \* 06-02-2020  
PAGE 002 OF 002 \* SANITIZED FORMAT \* 17:47:56

REMEDIY-ID	SUBJ1/SUBJ2	ABSTRACT			STATUS	STATUS-DATE
		RCV-OFC	RCV-FACL	DATE-RCV		
836074-F1	34AJ/ LOS	COMPLAINT AGAINST STAFF LOS	09-18-2015	REJ	09-18-2015	
836790-F1	20DJ/ LOS	DHO APPEAL AND STAFF MISCONDUCT LOS	09-24-2015	CLO	10-09-2015	
836790-R1	20DJ/ WXR	DHO APPEAL AND STAFF MISCONDUCT LOS	10-22-2015	CLD	11-03-2015	

G0000 3 REMEDY SUBMISSION(S) SELECTED  
TRANSACTION SUCCESSFULLY COMPLETED

VIMFY \* INMATE DISCIPLINE DATA \* 06-02-2020  
PAGE 001 OF 001 \* CHRONOLOGICAL DISCIPLINARY RECORD \* 17:51:30

REGISTER NO: 54460-097 NAME..: BROWN, ANDRE  
FUNCTION...: PRT FORMAT: CHRONO LIMIT TO \_\_\_\_ MOS PRIOR TO 06-02-2020

-----  
REPORT NUMBER/STATUS.: 3396495 - SANCTIONED INCIDENT DATE/TIME: 05-08-2020 1115  
UDC HEARING DATE/TIME: 05-12-2020 1329  
FACL/UDC/CHAIRPERSON.: LOM/F/FLOYD  
REPORT REMARKS.....: BROWN BECAME INSOLENT WITH WRITER ABOUT LEGAL DOCUMENTS  
312 BEING INSOLENT TO STAFF MEMBER - FREQ: 1  
LP COMM / 30 DAYS / CS / SUSPENDED 180 DAYS  
COMP: LAW: SUSPENDED 180 DAYS PENDING CLEAR CONDUCT.

-----  
REPORT NUMBER/STATUS.: 2891363 - SANCTIONED INCIDENT DATE/TIME: 09-01-2016 1115  
UDC HEARING DATE/TIME: 09-06-2016 0930  
FACL/UDC/CHAIRPERSON.: LOS/5 SOUTH/C PETERSON  
REPORT REMARKS.....: BASED ON WRITTEN STATEMENT IN SEC 11 OF I/R , WE FIND HE  
COMMITTED PROHIBITED ACT 307.  
307 REFUSING TO OBEY AN ORDER - FREQ: 1  
LP COMM / 30 DAYS / CS  
COMP: LAW: LOSS OF COMMISSARY FOR 30 DAYS, STARTING 09/07/2016  
TO 10/06/2016

-----  
REPORT NUMBER/STATUS.: 2759479 - SANCTIONED INCIDENT DATE/TIME: 09-10-2014 1315  
DHO HEARING DATE/TIME: 09-16-2015 1130 DHO REPT DEL: 09-29-2015 1100  
FACL/CHAIRPERSON.....: LOS/R. ALI  
APPEAL CASE NUMBER(S): 836790  
REPORT REMARKS.....: HE DENIED CHARGES AND STATED TWO STAFF WERE TELLING HIM  
TO DO THINGS AT SAME TIME. DECISION BASED ON GREATER W.  
312 BEING INSOLENT TO STAFF MEMBER - FREQ: 1  
MON FINE / 5.00 DOLLARS / CS  
COMP: LAW: MONETARY FINE OF \$5.

-----  
REPORT NUMBER/STATUS.: 2758457 - SANCTIONED INCIDENT DATE/TIME: 09-07-2015 0545  
UDC HEARING DATE/TIME: 09-08-2015 1130  
FACL/UDC/CHAIRPERSON.: LOS/5 SOUTH/C PETERSON  
REPORT REMARKS.....: BASED ON WRITTEN STATEMENT IN SEC.11, WE FIND THAT HE  
COMMITTED PROHIBITED ACT 312.  
312 BEING INSOLENT TO STAFF MEMBER - FREQ: 1  
LP VISIT / 15 DAYS / CS  
COMP: LAW: LOSS OF VISITING FOR 15 DAYS, STARTING 9-10-15 TO  
9-25-15.

G0005

TRANSACTION SUCCESSFULLY COMPLETED - CONTINUE PROCESSING IF DESIRED

VIMFY \* PUBLIC INFORMATION \* 06-02-2020  
PAGE 001 \* INMATE DATA \* 17:26:33  
AS OF 06-02-2020

REGNO..: 34183-060 NAME: FEARS, SHAWN L

RESP OF: LOM

PHONE..: 805-735-2771

FAX: 805-736-1292

RACE/SEX...: BLACK / MALE

AGE: 50

PAR ELIG DT: N/A

PAR HEAR DT:

PROJ REL MT: GOOD CONDUCT TIME RELEASE  
PROJ REL DT: 08-19-2021

G0002

MORE PAGES TO FOLLOW . . .

VIMFY \* PUBLIC INFORMATION \* 06-02-2020  
PAGE 002 \* INMATE DATA \* 17:26:33  
AS OF 06-02-2020

REGNO..: 34183-060 NAME: FEARS, SHAWN L

RESP OF: LOM  
PHONE..: 805-735-2771 FAX: 805-736-1292  
HOME DETENTION ELIGIBILITY DATE: 05-15-2021

THE FOLLOWING SENTENCE DATA IS FOR THE INMATE'S CURRENT COMMITMENT.  
THE INMATE IS PROJECTED FOR RELEASE: 08-19-2021 VIA GCT REL

-----CURRENt JUDGMENT/WARRANT NO: 030 -----

COURT OF JURISDICTION.....: OHIO, NORTHERN DISTRICT  
DOCKET NUMBER.....: 1:91CR331  
JUDGE.....: BOYKO  
DATE SENTENCED/PROBATION IMPOSED: 04-28-1992  
DATE SUPERVISION REVOKED.....: 08-04-2011  
TYPE OF SUPERVISION REVOKED.....: REG  
DATE COMMITTED.....: 10-11-2011  
HOW COMMITTED.....: COMMIT OF SUPERVISED REL VIOL  
PROBATION IMPOSED.....: NO

	FELONY ASSESS	MISDMNR ASSESS	FINES	COSTS
NON-COMMITTED.:	\$50.00	\$00.00	\$00.00	\$00.00
RESTITUTION...:	PROPERTY: NO	SERVICES: NO	AMOUNT: \$00.00	

-----CURRENt OBLIGATION NO: 010 -----  
OFFENSE CODE....: 391 21:846 SEC 841-851 ATTEMPT  
OFF/CHG: T21:846 & 841(A)(1), CONSPIRACY TO POSSESS WITH INTENT TO  
DISTRIBUTE 15 KILOGRAMS OF COCAINE, SRT VIOLATOR

SENTENCE PROCEDURE.....: SUPERVISED RELEASE VIOLATION  
SENTENCE IMPOSED/TIME TO SERVE.: 32 MONTHS  
CLASS OF OFFENSE.....: CLASS A FELONY  
DATE OF OFFENSE.....: 10-24-1991

G0002 MORE PAGES TO FOLLOW . . .

VIMFY \* PUBLIC INFORMATION \* 06-02-2020  
PAGE 003 \* INMATE DATA \* 17:26:33  
AS OF 06-02-2020

REGNO..: 34183-060 NAME: FEARS, SHAWN L

RESP OF: LOM  
PHONE..: 805-735-2771 FAX: 805-736-1292  
-----CURRENT COMPUTATION NO: 030 -----

COMPUTATION 030 WAS LAST UPDATED ON 10-18-2019 AT DSC AUTOMATICALLY  
COMPUTATION CERTIFIED ON 10-06-2011 BY DESIG/SENTENCE COMPUTATION CTR

THE FOLLOWING JUDGMENTS, WARRANTS AND OBLIGATIONS ARE INCLUDED IN  
CURRENT COMPUTATION 030: 030 010

DATE COMPUTATION BEGAN.....: 05-11-2019  
TOTAL TERM IN EFFECT.....: 32 MONTHS  
TOTAL TERM IN EFFECT CONVERTED..: 2 YEARS 8 MONTHS  
EARLIEST DATE OF OFFENSE.....: 10-24-1991

TOTAL PRIOR CREDIT TIME.....: 0  
TOTAL INOPERATIVE TIME.....: 0  
TOTAL GCT EARNED AND PROJECTED..: 144  
TOTAL GCT EARNED.....: 54  
STATUTORY RELEASE DATE PROJECTED: 08-19-2021  
TWO THIRDS DATE.....: 02-19-2021  
EXPIRATION FULL TERM DATE.....: 01-10-2022  
TIME SERVED.....: 1 YEARS 23 DAYS  
PERCENTAGE OF FULL TERM SERVED..: 39.8  
PERCENT OF STATUTORY TERM SERVED: 46.7

PROJECTED SATISFACTION DATE.....: 08-19-2021  
PROJECTED SATISFACTION METHOD...: GCT REL

G0002 MORE PAGES TO FOLLOW . . .

VIMFY \* PUBLIC INFORMATION \* 06-02-2020  
PAGE 004 \* INMATE DATA \* 17:26:33  
AS OF 06-02-2020

REGNO.: 34183-060 NAME: FEARS, SHAWN L

RESP OF: LOM

HOME DETENTION ELIGIBILITY DATE: 11-11-2018

THE FOLLOWING SENTENCE DATA IS FOR THE INMATE'S PRIOR COMMITMENT.  
THE INMATE WAS SCHEDULED FOR RELEASE: 05-11-2019 VIA GCT REL

-----PRIOR JUDGMENT/WARRANT NO: 020 -----

COURT OF JURISDICTION.....: OHIO, NORTHERN DISTRICT  
DOCKET NUMBER.....: 1:10CR412-001  
JUDGE.....: BOYKO  
DATE SENTENCED/PROBATION IMPOSED: 08-04-2011  
DATE COMMITTED.....: 10-11-2011  
HOW COMMITTED.....: US DISTRICT COURT COMMITMENT  
PROBATION IMPOSED.....: NO

FELONY ASSESS	MISDMNR ASSESS	FINES	COSTS
\$100.00	\$00.00	\$00.00	\$00.00

RESTITUTION....: PROPERTY: NO SERVICES: NO AMOUNT: \$00.00

-----PRIOR OBLIGATION NO: 010 -----  
OFFENSE CODE....: 409 21:841 & 846 SEC 841-851  
OFF/CHG: 21:841(A)(1),841(B)(1)(B),846&851;COCAINE PWITD AND  
DISTRIBUTE AT LEAST 2KG OF COCAINE, CT.3

SENTENCE PROCEDURE.....: 3559 PLRA SENTENCE  
SENTENCE IMPOSED/TIME TO SERVE.: 120 MONTHS  
TERM OF SUPERVISION.....: 8 YEARS  
DATE OF OFFENSE.....: 10-01-2010

G0002 MORE PAGES TO FOLLOW . . .

VIMFY \* PUBLIC INFORMATION \* 06-02-2020  
PAGE 005 \* INMATE DATA \* 17:26:33  
AS OF 05-11-2019

REGNO.: 34183-060 NAME: FEARS, SHAWN L

RESP OF: LOM  
PHONE.: 805-735-2771 FAX: 805-736-1292  
-----PRIOR COMPUTATION NO: 020 -----

COMPUTATION 020 WAS LAST UPDATED ON 09-30-2011 AT DSC AUTOMATICALLY  
COMPUTATION CERTIFIED ON 10-06-2011 BY DESIG/SENTENCE COMPUTATION CTR

THE FOLLOWING JUDGMENTS, WARRANTS AND OBLIGATIONS ARE INCLUDED IN  
PRIOR COMPUTATION 020: 020 010

DATE COMPUTATION BEGAN.....: 08-04-2011  
TOTAL TERM IN EFFECT.....: 120 MONTHS  
TOTAL TERM IN EFFECT CONVERTED..: 10 YEARS  
EARLIEST DATE OF OFFENSE.....: 10-01-2010

JAIL CREDIT.....: FROM DATE THRU DATE  
                  08-24-2010 08-03-2011

TOTAL PRIOR CREDIT TIME.....: 345  
TOTAL INOPERATIVE TIME.....: 0  
TOTAL GCT EARNED AND PROJECTED..: 470  
TOTAL GCT EARNED.....: 470  
STATUTORY RELEASE DATE PROJECTED: 05-11-2019  
TWO THIRDS DATE.....: 04-24-2017  
EXPIRATION FULL TERM DATE.....: 08-23-2020  
TIME SERVED.....: 8 YEARS 8 MONTHS 17 DAYS  
PERCENTAGE OF FULL TERM SERVED..: 87.1  
PERCENT OF STATUTORY TERM SERVED: 100.0

ACTUAL SATISFACTION DATE.....: 05-11-2019  
ACTUAL SATISFACTION METHOD.....: GCT REL  
ACTUAL SATISFACTION FACILITY....: LOM  
ACTUAL SATISFACTION KEYED BY....: DDJ

DAYS REMAINING.....: 470  
FINAL PUBLIC LAW DAYS.....: 0

G0002 MORE PAGES TO FOLLOW . . .

VIMFY \* PUBLIC INFORMATION \* 06-02-2020  
PAGE 006 \* INMATE DATA \* 17:26:33  
AS OF 08-25-2008

REGNO.: 34183-060 NAME: FEARS, SHAWN L

RESP OF: LOM

HOME DETENTION ELIGIBILITY DATE: 02-25-2008

THE FOLLOWING SENTENCE DATA IS FOR THE INMATE'S PRIOR COMMITMENT.  
THE INMATE WAS SCHEDULED FOR RELEASE: 08-25-2008 VIA 3621E CMPL

-----PRIOR JUDGMENT/WARRANT NO: 010 -----

COURT OF JURISDICTION.....: OHIO, NORTHERN DISTRICT  
DOCKET NUMBER.....: 1:91CR331  
JUDGE.....: BELL  
DATE SENTENCED/PROBATION IMPOSED: 04-28-1992  
DATE COMMITTED.....: 07-22-1992  
HOW COMMITTED.....: US DISTRICT COURT COMMITMENT  
PROBATION IMPOSED.....: NO

	FELONY ASSESS	MISDMNR ASSESS	FINES	COSTS
NON-COMMITTED.:	\$50.00	\$00.00	\$00.00	\$00.00

RESTITUTION....: PROPERTY: NO SERVICES: NO AMOUNT: \$00.00

-----PRIOR OBLIGATION NO: 010 -----

OFFENSE CODE....: 391 21:846 SEC 841-851 ATTEMPT  
OFF/CHG: T21:846 & 841(A)(1), CONSPIRACY TO POSSESS WITH INTENT TO  
DISTRIBUTE 15 KILOGRAMS OF COCAINE

SENTENCE PROCEDURE.....: 3559 SRA SENTENCE  
SENTENCE IMPOSED/TIME TO SERVE.: 240 MONTHS  
TERM OF SUPERVISION.....: 10 YEARS  
CLASS OF OFFENSE.....: CLASS A FELONY  
DATE OF OFFENSE.....: 10-24-1991

G0002 MORE PAGES TO FOLLOW . . .

VIMFY \* PUBLIC INFORMATION \* 06-02-2020  
PAGE 007 OF 007 \* INMATE DATA \* 17:26:33  
AS OF 08-25-2008

REGNO.: 34183-060 NAME: FEARS, SHAWN L

RESP OF: LOM  
PHONE.: 805-735-2771 FAX: 805-736-1292  
-----PRIOR COMPUTATION NO: 010 -----

COMPUTATION 010 WAS LAST UPDATED ON 08-20-2007 AT DSC AUTOMATICALLY  
COMPUTATION CERTIFIED ON 08-27-2007 BY DESIG/SENTENCE COMPUTATION CTR

THE FOLLOWING JUDGMENTS, WARRANTS AND OBLIGATIONS ARE INCLUDED IN  
PRIOR COMPUTATION 010: 010 010

DATE COMPUTATION BEGAN.....: 04-28-1992  
TOTAL TERM IN EFFECT.....: 240 MONTHS  
TOTAL TERM IN EFFECT CONVERTED..: 20 YEARS  
EARLIEST DATE OF OFFENSE.....: 10-24-1991

JAIL CREDIT.....: FROM DATE THRU DATE  
10-24-1991 04-27-1992

TOTAL PRIOR CREDIT TIME.....: 187  
TOTAL INOPERATIVE TIME.....: 0  
TOTAL GCT EARNED AND PROJECTED..: 867  
TOTAL GCT EARNED.....: 780  
STATUTORY RELEASE DATE PROJECTED: 06-08-2009  
TWO THIRDS DATE.....: 02-21-2005  
EXPIRATION FULL TERM DATE.....: 10-23-2011  
TIME SERVED.....: 16 YEARS 10 MONTHS 1 DAYS  
PERCENTAGE OF FULL TERM SERVED..: 84.2  
PERCENT OF STATUTORY TERM SERVED: 95.5

ACTUAL SATISFACTION DATE.....: 08-25-2008  
ACTUAL SATISFACTION METHOD.....: 3621E CMPL  
ACTUAL SATISFACTION FACILITY....: CCN  
ACTUAL SATISFACTION KEYED BY....: PJC

DAYS REMAINING.....: 1154  
FINAL PUBLIC LAW DAYS.....: 0

G0000 TRANSACTION SUCCESSFULLY COMPLETED

VIMFY \*ADMINISTRATIVE REMEDY GENERALIZED RETRIEVAL \* 06-02-2020  
PAGE 001 OF 17:46:44  
FUNCTION: L-P SCOPE: REG EQ 34183-060 OUTPUT FORMAT: SAN  
-----LIMITED TO SUBMISSIONS WHICH MATCH ALL LIMITATIONS KEYED BELOW-----  
DT RCV: FROM \_\_\_\_\_ THRU \_\_\_\_\_ DT STS: FROM \_\_\_\_\_ THRU \_\_\_\_\_  
DT STS: FROM \_\_\_\_ TO \_\_\_\_ DAYS BEFORE "OR" FROM \_\_\_\_ TO \_\_\_\_ DAYS AFTER DT RDU  
DT TDU: FROM \_\_\_\_ TO \_\_\_\_ DAYS BEFORE "OR" FROM \_\_\_\_ TO \_\_\_\_ DAYS AFTER DT TRT  
STS/REAS: \_\_\_\_\_  
SUBJECTS: \_\_\_\_\_  
EXTENDED: \_ REMEDY LEVEL: \_ \_ RECEIPT: \_ \_ "OR" EXTENSION: \_ \_ \_  
RCV OFC : EQ \_\_\_\_\_  
TRACK: DEPT: \_\_\_\_\_  
PERSON: \_\_\_\_\_  
TYPE: \_\_\_\_\_  
EVNT FACL: EQ \_\_\_\_\_  
RCV FACL.: EQ \_\_\_\_\_  
RCV UN/LC: EQ \_\_\_\_\_  
RCV QTR..: EQ \_\_\_\_\_  
ORIG FACL: EQ \_\_\_\_\_  
ORG UN/LC: EQ \_\_\_\_\_  
ORIG QTR.: EQ \_\_\_\_\_

G0002 MORE PAGES TO FOLLOW . . .

VIMFY PAGE 002 OF		*ADMINISTRATIVE REMEDY GENERALIZED RETRIEVAL *				06-02-2020
		* SANITIZED FORMAT *				17:46:44
REMEDY-ID	SUBJ1/SUBJ2	-----ABSTRACT-----				
	RCV-OFC	RCV-FACL	DATE-RCV	STATUS	STATUS-DATE	
39858-F1	34AM/ ASH	COMPLAINT AGAINST STAFF ASH	12-17-1992	CLD	01-04-1993	
39858-R1	34AM/ MXR	COMPLAINT AGAINST STAFF ASH	01-15-1993	REJ	01-19-1993	
39858-R2	34AM/ MXR	COMPLAINT AGAINST STAFF ASH	01-29-1993	CLG	02-11-1993	
103000-F1	21AS/ MCK	APPEALING UDC / 01-26-1996 , CODE 307 MCK	02-05-1996	CLD	02-07-1996	
111836-F1	21AM/ RBK	UDC OF 05-28-96;CODE 307 398 (398 ADDED BY UDC) RBK	06-12-1996	CLD	06-28-1996	
111836-R1	21AM/ NER	UDC OF 05-28-96;CODE 307 398 (398 ADDED BY UDC) RBK	07-16-1996	REJ	07-16-1996	
111836-R2	21AM/ NER	UDC OF 05-28-96;CODE 307 398 (398 ADDED BY UDC) RBK	07-25-1996	CLD	08-21-1996	
111836-A1	21AM/ BOP	UDC OF 05-28-96;CODE 307 398 (398 ADDED BY UDC) RBK	09-19-1996	REJ	09-19-1996	
118685-F1	26IM/ RBK	DENIED EYEGLASSES - WIRE FRAMES. RBK	09-25-1996	CLG	10-17-1996	
111836-A2	21AM/ BOP	UDC OF 05-28-96;CODE 307 398 (398 ADDED BY UDC) RBK	09-30-1996	CLG	11-08-1996	
127517-F1	21AM/ RBK	UDC OF 1-29-1997; CODE 307 & 398 MOST LIKE 312 RBK	02-06-1997	CLG	02-12-1997	
153379-F1	34AM/ RBK	STAFF SPOKE TO HIM IN AN UNPROFESSIONAL MANNER RBK	02-23-1998	CLD	03-23-1998	
153379-R1	34AM/ NER	STAFF SPOKE TO HIM IN AN UNPROFESSIONAL MANNER RBK	04-03-1998	CLD	05-01-1998	
157858-F1	34AM/ RBK	USE OF PROFANITY BY CUSTODY STAFF RBK	04-27-1998	CLD	05-18-1998	
157859-F1	34AM/ RBK	CLAIMS RUDE BEHAVIOR BY CUSTODY STAFF RBK	04-27-1998	CLD	05-18-1998	
157863-F1	20AM/ RBK	APPEAL DHO HEARING RBK	04-27-1998	REJ	04-28-1998	

G0002 MORE PAGES TO FOLLOW . . .

VIMFY PAGE 003 OF		*ADMINISTRATIVE REMEDY GENERALIZED RETRIEVAL *				06-02-2020	
		* SANITIZED FORMAT *				17:46:44	
REMEDY-ID	SUBJ1/SUBJ2	-----ABSTRACT-----				STATUS	STATUS-DATE
	RCV-OFC	RCV-FACL	DATE-RCV				
158548-R1	20DM/ NER	APPEALS DHO RBK	HEARING 04-16-98, 05-04-1998	CODE 312	CLD	06-02-1998	
153379-A1	34AM/ BOP	STAFF SPOKE RBK	TO HIM IN AN UNPROFESSIONAL 05-15-1998	MANNER	CLD	07-08-1998	
157858-R1	34AM/ NER	USE OF PROFANITY BY CUSTODY STAFF RBK	05-26-1998	STAFF	CLD	06-23-1998	
157859-R1	34AM/ NER	CLAIMS RUDE BEHAVIOR BY CUSTODY STAFF RBK	05-26-1998	STAFF	CLD	06-23-1998	
158548-A1	20DM/ BOP	APPEALS DHO HEARING 04-16-98, RBK	06-22-1998	CODE 312	REJ	06-22-1998	
162574-F1	13HM/ RBK	RETURN TO ORIGINAL CELL ASSIGNMENT RBK	07-01-1998	STAFF	CLD	07-22-1998	
157859-A1	34AM/ BOP	CLAIMS RUDE BEHAVIOR BY CUSTODY STAFF RBK	07-06-1998	STAFF	CLD	08-17-1998	
163156-F1	25CM/ RBK	DRYER EXHAUSTS NEED OUTSIDE VENTILATION RBK	07-08-1998	VENTILATION	CLD	07-22-1998	
163157-F1	13HM/ RBK	REQUESTS SMOKE FREE ENVIRONMENT RBK	07-08-1998	ENVIRONMENT	CLD	07-22-1998	
157858-A1	34AM/ BOP	USE OF PROFANITY BY CUSTODY STAFF RBK	07-10-1998	STAFF	CLD	08-05-1998	
163528-F1	25CM/ RBK	UNSAFE, UNSANITARY CONDITIONS OF FOUR MAN CELL RBK	07-13-1998	CELL	CLD	07-22-1998	
158548-A2	20DM/ BOP	APPEALS DHO HEARING 04-16-98, RBK	07-13-1998	CODE 312	CLD	08-17-1998	
163156-R1	25CM/ NER	DRYER EXHAUSTS NEED OUTSIDE VENTILATION RBK	07-29-1998	VENTILATION	CLD	08-25-1998	
163528-R1	25CM/ NER	UNSAFE, UNSANITARY CONDITIONS OF FOUR MAN CELL RBK	07-29-1998	CELL	CLD	08-25-1998	
163157-R1	13HM/ NER	REQUESTS SMOKE FREE ENVIRONMENT RBK	07-29-1998	ENVIRONMENT	CLD	08-25-1998	
162574-R1	13HM/ NER	RETURN TO ORIGINAL CELL ASSIGNMENT RBK	07-29-1998	STAFF	CLD	08-25-1998	

G0002 MORE PAGES TO FOLLOW . . .

VIMFY \*ADMINISTRATIVE REMEDY GENERALIZED RETRIEVAL \* 06-02-2020  
PAGE 004 OF \* SANITIZED FORMAT \* 17:46:44

REMEDY-ID	SUBJ1/SUBJ2	RCV-OFC	RCV-FACL	DATE-RCV	STATUS	STATUS-DATE
165342-F1	13HM/ RBK	ASSIGNMENT TO NON-SMOKING CELL RBK	08-07-1998	CLD	08-26-1998	
165342-R1	13HM/ NER	ASSIGNMENT TO NON-SMOKING CELL RBK	09-11-1998	CLD	10-06-1998	
163528-A1	25CM/ BOP	UNSAFE, UNSANITARY CONDITIONS OF FOUR MAN CELL RBK	09-14-1998	REJ	09-14-1998	
163156-A1	25CM/ BOP	DRYER EXHAUSTS NEED OUTSIDE VENTILATION RBK	09-14-1998	REJ	09-14-1998	
163156-A2	25CM/ BOP	DRYER EXHAUSTS NEED OUTSIDE VENTILATION RBK	09-14-1998	CLD	10-14-1998	
162574-A1	13HM/ BOP	RETURN TO ORIGINAL CELL ASSIGNMENT RBK	09-22-1998	CLO	10-27-1998	
163157-A1	13HM/ BOP	REQUESTS SMOKE FREE ENVIRONMENT RBK	09-22-1998	CLD	10-26-1998	
163528-A2	25CM/ BOP	UNSAFE, UNSANITARY CONDITIONS OF FOUR MAN CELL RBK	10-01-1998	REJ	10-01-1998	
165342-A1	13HM/25CM BOP	ASSIGNMENT TO NON-SMOKING CELL RBK	10-24-1998	CLD	12-08-1998	
163528-A3	25CM/ BOP	FOUR MAN CELLS ARE UNCONSTITUTIONAL RBK	10-26-1998	CLD	12-10-1998	
192077-F1	34AM/ RBK	UNPROFESSIONAL CONDUCT/CONDESCENDING REMARK RBK	07-29-1999	CLO	08-12-1999	
192077-R1	34AM/ NER	STAFF COMPLAINT RBK	08-19-1999	CLD	09-15-1999	
200787-F1	15BM/ RBK	APPEALS DENIAL OF NOI VIDEO TAPE. RBK	12-01-1999	CLD	12-20-1999	
201021-F1	34ZM/ RBK	OFFICER SWITCHED MAIL BETWEEN ENVELOPES RBK	12-03-1999	CLD	01-03-2000	
200787-R1	15BM/ NER	APPEALS DENIAL OF NOI VIDEO TAPE. RBK	01-10-2000	CLD	02-07-2000	
224306-F1	34CM/ ELK	CLAIMS STAFF DISCRIMINATING ELK	10-18-2000	REJ	10-18-2000	

G0002 MORE PAGES TO FOLLOW . . .

VIMFY \*ADMINISTRATIVE REMEDY GENERALIZED RETRIEVAL \* 06-02-2020  
PAGE 005 OF \* SANITIZED FORMAT \* 17:46:44

REMEDIY-ID	SUBJ1/SUBJ2	RCV-OFC	RCV-FACL	DATE-RCV	STATUS	STATUS-DATE
227144-F1	34CM/ ELK	CLAIMS STAFF WERE DISCRIMINATING DURING INVESTIGAT.	ELK	11-24-2000	CLD	12-14-2000
227144-R1	34CM/ NER	CLAIMS STAFF WERE DISCRIMINATING DURING INVESTIGAT.	ELK	12-26-2000	REJ	12-27-2000
227144-R2	34CM/ NER	CLAIMS STAFF WERE DISCRIMINATING DURING INVESTIGAT.	ELK	01-10-2001	VOD	01-16-2001
227144-R3	34CM/ NER	CLAIMS STAFF WERE DISCRIMINATING DURING INVESTIGAT.	ELK	01-11-2001	CLD	02-09-2001
231574-F1	33HM/ ELK	COMPLAINS ABOUT THE PROCESSING OF ADMINISTRATIVE REM	ELK	01-25-2001	CLD	02-12-2001
231632-R1	20DS/ NER	APPEALS DHO HEARING	ELK	01-25-2001	VOD	01-26-2001
231632-R2	20DS/ NER	APPEALS 01-09-01 DHO HEARING, CODE 224	ELK	01-25-2001	CLD	02-22-2001
231971-F1	20DM/22AM ELK	REQUESTS TO BE RELEASED FROM SHU; APPEAL DHO DEC.	ELK	01-31-2001	CLO	03-09-2001
231574-R1	33HM/ NER	COMPLAINS ABOUT THE PROCESSING OF ADMINISTRATIVE REM	ELK	02-22-2001	CLD	03-22-2001
227144-A1	34CM/ BOP	CLAIMS STAFF WERE DISCRIMINATING DURING INVESTIGAT.	ELK	02-27-2001	REJ	02-27-2001
236106-R1	34ZS/ NER	STAFF COMPLAINT	ELK	03-09-2001	REJ	03-28-2001
227144-A2	34CM/ BOP	CLAIMS STAFF WERE DISCRIMINATING DURING INVESTIGAT.	ELK	03-15-2001	CLD	04-27-2001
231632-A1	20DS/ BOP	APPEALS 01-09-01 DHO HEARING, CODE 224	ELK	03-19-2001	CLD	05-04-2001
231971-R1	22AS/34ZS NER	REQUESTS TO BE RELEASED FROM SHU; APPEAL DHO DEC.	ELK	03-21-2001	CLD	04-18-2001
235620-F1	33ES/ ELK	COMPLAINS HE WAS NOT PROVIDED LEGAL CALL	ELK	03-22-2001	CLD	04-05-2001
235625-F1	27BS/ ELK	CLAIMS: DENIED DENTAL CARE	ELK	03-22-2001	CLO	03-28-2001

G0002 MORE PAGES TO FOLLOW . . .

VIMFY PAGE 006 OF	*ADMINISTRATIVE REMEDY GENERALIZED RETRIEVAL * * SANITIZED FORMAT *				06-02-2020 17:46:44	
REMEDIY-ID	SUBJ1/SUBJ2	RCV-OFC	RCV-FACL	DATE-RCV	STATUS	STATUS-DATE
235626-F1	26BS/ ELK	MEDICAL CARE ELK	PERSONNEL AND DELAYS ELK	03-22-2001	CLO	03-28-2001
235628-F1	21AS/ ELK	APPEALS UDC ELK	HEARING ELK	03-22-2001	CLO	03-29-2001
235629-F1	34AS/ ELK	STAFF CONDUCT ELK		03-22-2001	CLO	03-28-2001
235630-F1	34AS/ ELK	STAFF CONDUCT ELK		03-22-2001	CLO	03-28-2001
236300-F1	34AS/ ELK	STAFF CONDUCT ELK		03-30-2001	CLD	04-06-2001
236300-R1	34AS/ NER	STAFF CONDUCT OTV		05-09-2001	CLD	06-06-2001
235620-R1	33ES/ NER	COMPLAINS HE WAS NOT PROVIDED LEGAL CALL OTV		05-09-2001	CLD	06-06-2001
239327-F1	34ZM/ OTV	COMPLAINT AGAINST STAFF AT ELKTON OTV		05-10-2001	CLD	06-12-2001
231971-A1	22AS/34ZS BOP	REQUESTS TO BE RELEASED FROM SHU; APPEAL DHO DEC. OTV		05-14-2001	CLD	07-10-2001
250359-F1	34ZM/ OTV	ALLEGES STAFF WAS AGGRESSIVE OTV		10-01-2001	REJ	10-01-2001
250359-F2	34ZM/ OTV	ALLEGES STAFF WAS AGGRESSIVE OTV		10-09-2001	CLO	10-29-2001
252999-F1	34ZM/ OTV	STAFF WOULD NOT ADDRESS HIS ISSUE RIGHT THEN OTV		11-06-2001	CLD	11-16-2001
250359-R1	34ZM/ NER	ALLEGES STAFF WAS AGGRESSIVE OTV		11-15-2001	CLD	12-14-2001
252999-R1	34ZM/ NER	STAFF WOULD NOT ADDRESS HIS ISSUE RIGHT THEN OTV		11-26-2001	CLD	12-19-2001
250359-A1	34ZM/ BOP	ALLEGES STAFF WAS AGGRESSIVE OTV		01-15-2002	CLO	01-17-2002
252999-A1	34ZM/ BOP	STAFF WOULD NOT ADDRESS HIS ISSUE RIGHT THEN OTV		02-21-2002	CLD	03-21-2002

G0002 MORE PAGES TO FOLLOW . . .

VIMFY PAGE 007 OF	*ADMINISTRATIVE REMEDY GENERALIZED RETRIEVAL * * SANITIZED FORMAT				06-02-2020 17:46:44
REMEDIY-ID	SUBJ1/SUBJ2 RCV-OFC	-----ABSTRACT----- RCV-FACL	DATE-RCV	STATUS	STATUS-DATE
304927-F1	15BM/ LEX	CHAPL.DISCrim. AGAINST NOI/SVCS PROPLY	GIVEN SETUP		
		LEX	07-17-2003	CLD	08-06-2003
304927-R1	15BM/ MXR	CHAPL.DISCrim. AGAINST NOI/SVCS PROPLY	GIVEN SETUP		
		LEX	09-16-2003	CLD	10-03-2003
350150-F1	15BM/ ASH	I/M WANTS RELIGIOUS MATERIALS PURCHASED			
		ASH	09-02-2004	REJ	09-02-2004
350150-F2	15BM/ ASH	I/M WANTS RELIGIOUS MATERIALS PURCHASED			
		ASH	09-08-2004	CLD	09-21-2004
350150-R1	15BM/ MXR	I/M WANTS RELIGIOUS MATERIALS PURCHASED			
		ASH	10-04-2004	CLD	12-17-2004
350150-A1	15BM/ BOP	I/M WANTS RELIGIOUS MATERIALS PURCHASED			
		ASH	01-11-2005	CLO	03-10-2005
408108-R1	20DS/ SER	INMATE APPEALS DHO SANCTIONS			
		ATL	03-29-2006	CLO	04-24-2006
414342-F1	25DC/ ATL	WANTS HIS PROPERTY LOCATED			
		ATL	05-24-2006	CLD	07-24-2006
408108-A1	20DS/ BOP	INMATE APPEALS DHO SANCTIONS			
		ATL	05-24-2006	CLO	07-26-2006
417873-F1	20DM/ ATL	APPEAL DHO ACTION			
		ATL	06-26-2006	REJ	06-26-2006
417873-R1	20DM/ SER	APPEAL DHO ACTION			
		ATL	07-25-2006	REJ	07-27-2006
414342-R1	25DC/ SER	WANTS HIS PROPERTY LOCATED			
		ATL	08-14-2006	CLD	09-01-2006
414342-A1	25DC/ BOP	WANTS HIS PROPERTY LOCATED			
		OKL	09-25-2006	REJ	10-04-2006
443684-F1	10ZM/34ZM YAM	REQUEST TRF TO RDAP, COMPLAINT AGAINST STAFF.			
		YAM	02-26-2007	CLO	04-10-2007
443684-R1	10ZM/34ZM SER	REQUEST TRF TO RDAP, COMPLAINT AGAINST STAFF.			
		MNA	04-20-2007	REJ	04-20-2007
855108-F1	24EM/ JES	CLAIMS UNSANITARY CONDITIONS IN DINING HALL			
		JES	03-14-2016	CLO	03-25-2016

G0002 MORE PAGES TO FOLLOW . . .

VIMFY \*ADMINISTRATIVE REMEDY GENERALIZED RETRIEVAL \* 06-02-2020  
PAGE 008 OF 008 \* SANITIZED FORMAT \* 17:46:44

REMEDIY-ID	SUBJ1/SUBJ2	RCV-OFC	RCV-FACL	DATE-RCV	STATUS	STATUS-DATE
855108-R1	24EM/ SER		CLAIMS UNSANITARY CONDITIONS IN DINING HALL JES	04-05-2016	REJ	04-06-2016
855108-R2	24EM/ SER		CLAIMS UNSANITARY CONDITIONS IN DINING HALL JES	04-19-2016	REJ	04-20-2016
855108-R3	24EM/ SER		ALLEGES UNSANITARY CONDITIONS IN DINING HALL JES	05-10-2016	CLO	05-27-2016
855108-A1	24EM/ BOP		CLAIMS UNSANITARY CONDITIONS IN DINING HALL JES	06-23-2016	REJ	07-19-2016
855108-A2	24EM/25CM BOP		CLAIMS UNSANITARY CONDITIONS IN DINING HALL JES	09-12-2016	CLD	02-03-2017

G0000 101 REMEDY SUBMISSION(S) SELECTED  
TRANSACTION SUCCESSFULLY COMPLETED

VIMFY \* INMATE DISCIPLINE DATA \* 06-02-2020  
PAGE 001 \* CHRONOLOGICAL DISCIPLINARY RECORD \* 17:50:27

REGISTER NO: 34183-060 NAME..: FEARS, SHAWN L  
FUNCTION...: PRT FORMAT: CHRONO LIMIT TO \_\_\_\_ MOS PRIOR TO 06-02-2020

-----  
REPORT NUMBER/STATUS.: 1602030 - SANCTIONED INCIDENT DATE/TIME: 05-23-2007 1300  
UDC HEARING DATE/TIME: 05-30-2007 1525  
FACL/UDC/CHAIRPERSON.: MNA/APACHE A/B. PRICE  
REPORT REMARKS.....: INMATE ADVISED OF HIS RIGHT TO APPEAL UDC DECISION.  
330 BEING UNSANITARY OR UNTIDY - FREQ: 1  
LP COMM / 30 DAYS / CS  
COMP: LAW: BUSINESS OFFICE NOTIFIED.

-----  
REPORT NUMBER/STATUS.: 1435372 - SANCTIONED INCIDENT DATE/TIME: 02-17-2006 1000  
DHO HEARING DATE/TIME: 03-02-2006 1020  
FACL/CHAIRPERSON.....: ATL/HISLOP S  
REPORT REMARKS.....: I/M ADMITTED HAVING MONEY IN HIS POSSESSION  
303 POSSESSING UNAUTHORIZED MONEY - FREQ: 1  
CONFISCATE / CS  
COMP: LAW: CONFISCATE MONEY \$20 BILL  
DIS GCT / 13 DAYS / CS  
COMP:010 LAW:S  
DS / 15 DAYS / CS  
COMP: LAW:  
LP COMM / 60 DAYS / CS  
COMP: LAW:  
LP VISIT / 60 DAYS / CS  
COMP: LAW:  
TRANSFER / CS  
COMP: LAW:

-----  
REPORT NUMBER/STATUS.: 1435371 - SANCTIONED INCIDENT DATE/TIME: 02-17-2006 0920  
DHO HEARING DATE/TIME: 03-02-2006 1010  
FACL/CHAIRPERSON.....: ATL/HISLOP S  
APPEAL CASE NUMBER(S): 408108  
REPORT REMARKS.....: I/M ADMITTED CODE 327, DENIED ATTEMPTED ESCAPE  
FOUND GUILTY OF BOTH BASED ON EVIDENCE PROVIDED  
200A ESCAPE-RETURN WITHIN 4 HOURS - FREQ: 1  
DIS GCT / 27 DAYS / CS  
COMP:010 LAW:S  
DS / 30 DAYS / CS  
COMP: LAW:  
LP COMM / 60 DAYS / CS  
COMP: LAW:  
LP PHONE / 60 DAYS / CS  
COMP: LAW:  
LP VISIT / 60 DAYS / CS  
COMP: LAW:  
TRANSFER / CS  
COMP: LAW:

G0002 MORE PAGES TO FOLLOW . . .

VIMFY \* INMATE DISCIPLINE DATA \* 06-02-2020  
PAGE 002 \* CHRONOLOGICAL DISCIPLINARY RECORD \* 17:50:27

REGISTER NO: 34183-060 NAME..: FEARS, SHAWN L  
FUNCTION...: PRT FORMAT: CHRONO LIMIT TO \_\_\_\_ MOS PRIOR TO 06-02-2020

DHO HEARING DATE/TIME: 03-02-2006 1010 REPORT 1435371 CONTINUED

327 CONTACTING PUBLIC WITHOUT AUTH - FREQ: 1  
DS / 15 DAYS / CS  
COMP: LAW:  
LP PHONE / 30 DAYS / CS  
COMP: LAW:  
LP VISIT / 30 DAYS / CS  
COMP: LAW:

-----  
REPORT NUMBER/STATUS.: 816618 - SANCTIONED INCIDENT DATE/TIME: 07-21-2000 2115  
DHO HEARING DATE/TIME: 01-09-2001 1358

FACL/CHAIRPERSON.....: ELK/DAVIS  
APPEAL CASE NUMBER(S): 231632

REPORT REMARKS.....: INMATE ASSAULTED INMATE SILVA-ROSAS, #73748-198

224 ASSAULTING W/O SERIOUS INJURY - FREQ: 1 ATI: IN1 RFP: D  
DIS GCT / 27 DAYS / CS  
COMP:010 LAW:S  
DS / 30 DAYS / CS  
COMP: LAW:  
TRANSFER / CS  
COMP: LAW:

-----  
REPORT NUMBER/STATUS.: 575305 - SANCTIONED INCIDENT DATE/TIME: 04-04-1998 0830  
DHO HEARING DATE/TIME: 04-16-1998 1345

FACL/CHAIRPERSON.....: RBK/RYAN D  
APPEAL CASE NUMBER(S): 158548

REPORT REMARKS.....: CODES 224 AND 307 WERE EXPUNGED

312 BEING INSOLENT TO STAFF MEMBER - FREQ: 1  
DIS GCT / 10 DAYS / CS  
COMP:010 LAW:S  
DS / 15 DAYS / CS  
COMP: LAW:

-----  
REPORT NUMBER/STATUS.: 481234 - SANCTIONED INCIDENT DATE/TIME: 03-22-1997 1619  
UDC HEARING DATE/TIME: 03-24-1997 0845

FACL/UDC/CHAIRPERSON.: RBK/DEL/RADLOFF WM

REPORT REMARKS.....: INMATE FOUND GUILTY AS CHARGED

406 USING PHONE OR MAIL W/O AUTH - FREQ: 2  
LOSE PRIV / 60 DAYS / CS / SUSPENDED 30 DAYS  
COMP: LAW: SUSP. 30 DAYS PENDING CLEAR CONDUCT FOR 180 DA.  
(3-34-1997 THROUGH 4-24-1997)

G0002 MORE PAGES TO FOLLOW . . .

VIMFY \* INMATE DISCIPLINE DATA \* 06-02-2020  
PAGE 003 \* CHRONOLOGICAL DISCIPLINARY RECORD \* 17:50:27

REGISTER NO: 34183-060 NAME..: FEARS, SHAWN L  
FUNCTION...: PRT FORMAT: CHRONO LIMIT TO \_\_\_\_ MOS PRIOR TO 06-02-2020

-----  
REPORT NUMBER/STATUS.: 442414 - SANCTIONED INCIDENT DATE/TIME: 10-15-1996 2240  
UDC HEARING DATE/TIME: 10-18-1996 0815  
FACL/UDC/CHAIRPERSON.: RBK/DEL/T.YANDO  
REPORT REMARKS.....: INMATE ADMITTED TO CHARGE  
406 USING PHONE OR MAIL W/O AUTH - FREQ: 1  
LOSE PRIV / 14 DAYS / CS  
COMP: LAW: PHONE RESTRICTION FROM 10-18-96 THRU 10-31-96  
-----

REPORT NUMBER/STATUS.: 407088 - SANCTIONED INCIDENT DATE/TIME: 05-22-1996 0735  
UDC HEARING DATE/TIME: 06-04-1996 1240  
FACL/UDC/CHAIRPERSON.: RBK/DEL/LUCAS  
REPORT REMARKS.....: ADMITTED TO HITTING THE METAL DETECTOR WITH ROLLED UP  
WEIGHT BELT. (IR WAS REMANDED BACK TO UDC FROM DHO)  
208 INTERFERING WITH SECRY DEVICES - FREQ: 1  
LOSE PRIV / 30 DAYS / CS  
COMP: LAW: 30 DAYS LOSS OF COMMISSARY, CONSECUTIVE TO IR#  
407085, EFFECTIVE 8/27/96 TO 9/26/96  
-----

REPORT NUMBER/STATUS.: 379736 - SANCTIONED INCIDENT DATE/TIME: 01-26-1996 1915  
UDC HEARING DATE/TIME: 01-30-1996 1400  
FACL/UDC/CHAIRPERSON.: MCK/2/STAUFFER  
APPEAL CASE NUMBER(S): 103000  
REPORT REMARKS.....: INMATE ADVISED OF HIS RIGHT TO APPEAL.  
307 REFUSING TO OBEY AN ORDER - FREQ: 1  
LOSE PRIV / 30 DAYS / CS  
COMP: LAW: 30 DAYS COMMISSARY RESTRICTION TO END ON 02-28-96.  
-----

REPORT NUMBER/STATUS.: 251528 - SANCTIONED INCIDENT DATE/TIME: 08-24-1994 1400  
DHO HEARING DATE/TIME: 09-07-1994 1300  
FACL/CHAIRPERSON.....: ALM/ZIMANY R  
REPORT REMARKS.....: INMATE DENIED CHARGE  
312 BEING INSOLENT TO STAFF MEMBER - FREQ: 1  
DIS GCT / 7 DAYS / CS  
COMP: LAW:  
DS / 10 DAYS / CS / SUSPENDED 180 DAYS  
COMP: LAW: PENDING GOOD CONDUCT  
-----

REPORT NUMBER/STATUS.: 151099 - SANCTIONED INCIDENT DATE/TIME: 05-25-1993 1150  
DHO HEARING DATE/TIME: 06-10-1993 1500  
FACL/CHAIRPERSON.....: SCH/BRUSCA M  
REPORT REMARKS.....: DHO, CHANGES CODES 199 & 104 TO 201A, DUE TO INMATE  
FEARS HAVING SAME INCIDENT REPORT FOR SAME ACTION.

G0002 MORE PAGES TO FOLLOW . . .

VIMFY \* INMATE DISCIPLINE DATA \* 06-02-2020  
PAGE 004 OF 004 \* CHRONOLOGICAL DISCIPLINARY RECORD \* 17:50:27

REGISTER NO: 34183-060 NAME..: FEARS, SHAWN L  
FUNCTION...: PRT FORMAT: CHRONO LIMIT TO \_\_\_\_ MOS PRIOR TO 06-02-2020

DHO HEARING DATE/TIME: 06-10-1993 1500 REPORT 151099 CONTINUED

201A FIGHTING WITH ANOTHER PERSON - FREQ: 1

DS / 30 DAYS / CS

COMP: LAW: RELEASE FROM DS ON 07-09-1993. INMATE USED WEIGHT BELT TO KEEP INMATE LYNN FROM STABBING HIM.

LOSE PRIV / 60 DAYS / CS / SUSPENDED 90 DAYS

COMP: LAW: LOSS OF COMMISSARY PRIVILEGE SUSPENDED TO ENTICE BETTER BEHAVIOR.

-----  
REPORT NUMBER/STATUS.: 132456 - SANCTIONED INCIDENT DATE/TIME: 02-17-1993 1415  
UDC HEARING DATE/TIME: 02-22-1993 1430

FACL/UDC/CHAIRPERSON.: ASH/H/BYRD B

REPORT REMARKS.....: FOUND GUILTY. SANCTIONED 10 HOURS EXTRA DUTY AND 7 DAYS QUARTERS RESTRICTION (SUSPENDED FOR 90 DAYS).

316 BEING IN UNAUTHORIZED AREA - FREQ: 1

EXTRA DUTY / 10 HOURS / CS

COMP: LAW: TO BE COMPLETED BY MARCH 8, 1993.

RESTR QTRS / 7 DAYS / CS / SUSPENDED 90 DAYS

COMP: LAW: PENDING 90 DAYS CLEAR CONDUCT.

G0005

TRANSACTION SUCCESSFULLY COMPLETED - CONTINUE PROCESSING IF DESIRED

BP-AD396  
JUNE 10

**U.S. DEPARTMENT OF JUSTICE**

**Certificate of Record CDEAH**

**FEDERAL BUREAU OF PRISONS**

I Melissa Arnold, hereby certify and attest that I am the CASE MANAGEMENT COORDINATOR and as such that I am the official custodian of the records of this Institution whose official name and address is:

Federal Correctional Complex Lompoc  
1901 Klein Blvd  
Lompoc, CA 93436

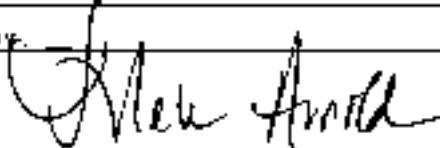
and that the following and attached records are true and correct copies of records of said institution pertaining to:

Name: ANDRE BROWN Register No. S1460-097

and consisting of: (1) Photograph (2) Fingerprint card (3) Commitment  
(4) Other:

IN WITNESS WHEREOF, I have hereunto set my hand at

this 26 day of May, 20 20.

  
Melissa Arnold  
Custodian of Records

STATE OF CA

COUNTY OF Santa Barbara

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.

\_\_\_\_\_  
Signature of Officer Authorized to  
Administer Oaths (18 U.S.C. 1624)

Record Copy - Requested Copy - Central File

Case 2:13-cr-00822-O Document 1686 Filed 01/28/19 Page 1 of 6 Page ID #:12571

United States District Court  
Central District of California

UNITED STATES OF AMERICA vs.

Docket No. CR 13-00822-ODW-Z

Defendant Andre Brown  
Dre  
else: also known as Guy Dre also known as King Dre

Social Security No. 9 0 8 1  
(Last 4 digits)

JUDGMENT AND PROBATION/COMMITMENT ORDER

In the presence of the attorney for the government, the defendant appeared in person on this date.

MONTH DAY YEAR  
Jan. 28 2019

COUNSEL

Carlos L Juarez, panel

(Name of Counsel)

PLEA

GUILTY, and the court being satisfied that there is a factual basis for the plea.  NOLLO CONTENDERE  NOT GUILTY

FINDING

There being a finding/verdict of GUILTY, defendant has been convicted as charged of the offense(s) of:  
Count 1s: 21:846; Conspiracy to Manufacture, Distribute, and possess with Intent to Distribute Phencyclidine (PCP), and  
Illegally Possess a Listed Chemical; Count 7s: 21:841(a)(1), (b)(1)(B)(iv). Distribution and Possession with Intent to  
Distribute PCP

JUDGMENT  
AND PROB/  
COMM  
ORDER

The Court asked whether there was any reason why judgment should not be pronounced. Because no sufficient cause to the  
contrary was shown, or appeared to the Court, the Court adjudged the defendant guilty as charged and convicted and ordered that:  
Pursuant to the Sentencing Reform Act of 1984, it is the judgment of the Court that the defendant is hereby committed to the  
custody of the Bureau of Prisons to be imprisoned for a term of:

150 months. This term consists of 150 months on each of Counts 1 and 7 of the First  
Superseding Indictment, to be served concurrently.

It is ordered that the defendant shall pay to the United States a special assessment of \$200, which is due  
immediately. Any unpaid balance shall be due during the period of imprisonment, at the rate of not less than \$25  
per quarter, and pursuant to the Bureau of Prisons' Inmate Financial Responsibility Program.

Pursuant to Guideline § 5E1.2(a), all fines are waived as the Court finds that the defendant has established an  
inability to pay a fine.

Upon release from imprisonment, the defendant shall be placed on supervised release for a term of 5 years. This  
term consists of 5 years on each of Counts 1 and 7 of the First Superseding Indictment, all such terms to run  
concurrently under the following terms and conditions:

1. The defendant shall comply with the rules and regulations of the United States Probation & Pretrial  
Services Office and General Order 18-10.

Case 2:13-cr-00822-ODW Document 1686 Filed 01/28/19 Page 2 of 6 Page ID #:12572

USA vs. Andre Brown

Decker No.: CR 13-00822-ODW-2

2. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from custody and at least two periodic drug tests thereafter, not to exceed eight tests per month, as directed by the Probation Officer.
3. During the period of community supervision, the defendant shall pay the special assessment in accordance with this judgment's orders pertaining to such payment.
4. When not employed or excused by the Probation Officer for schooling, training, or other acceptable reasons, the defendant shall perform 20 hours of community service per week as directed by the Probation & Pretrial Services Office.
5. The defendant shall not obtain or possess any driver's license, Social Security number, birth certificate, passport or any other form of identification in any name, other than the defendant's true legal name, nor shall the defendant use, any name other than his true legal name without the prior written approval of the Probation Officer.
6. The defendant shall cooperate in the collection of a DNA sample from himself.
7. The defendant shall not associate with anyone known to him to be a member of the Grape Street Crips Gang and others known to him to be participants in the Grape Street Crips Gang's criminal activities, with the exception of his family members. He may not wear, display, use or possess any gang insignias, emblems, buttons, caps, or any other clothing that defendant knows evidence affiliation with the Grape Street Crips Gang, and may not display any signs or gestures that defendant knows evidence affiliation with the Grape Street Crips Gang.
8. As directed by the Probation Officer, the defendant shall not be present in any area known to him to be a location where members of the Grape Street Crips Gang meet and/or assemble.
9. The defendant shall submit his person, property, house, residence, vehicle, papers, computers [as defined in 18 U.S.C. § 1030(e)(1)], cell phones, other electronic communications or data storage devices or media, office, or other areas under the defendant's control, to a search conducted by a United States Probation Officer or law enforcement officer. Failure to submit to a search may be grounds for revocation. The defendant shall warn any other occupants that the premises may be subject to searches pursuant to this condition. Any search pursuant to this condition will be

Case 2:13-cr-00822-ODW Document 1686 Filed 01/28/19 Page 3 of 6 Page ID #:12573

USA vs. Andre Brown Docket No. CR 13-00822-ODW-2

conducted at a reasonable time and in a reasonable manner upon reasonable suspicion that the defendant has violated a condition of his supervision. Moreover, there must be reasonable suspicion to search the areas in question.

**The Court recommend defendant to be housed in a Southern California facility.**

Pursuant to 18 U.S.C. § 3553(a), the Court shall impose a sentence sufficient, but not greater than necessary, to comply with the purposes set forth in paragraph (2) of this subsection. The Court, in determining the particular sentence to be imposed, shall consider –

1. The nature and circumstances of the offense and the history and characteristics of the defendant;
2. The need for the sentence imposed –
  - a. To reflect the seriousness of the offense; to promote respect for the law, and to provide just punishment for the offense;
  - b. To afford adequate deterrence to criminal conduct;
  - c. To protect the public from further crimes of the defendant; and
  - d. To provide the defendant with needed correctional treatment in the most effective manner.
3. The kinds of sentences available;
4. The guideline sentencing range;
5. The need to avoid unwarranted sentence disparities among defendants with similar records who have been found guilty of similar conduct.

In addition to the special conditions of supervision imposed above, it is hereby ordered that the Standard Conditions of Probation and Supervised Release within this judgment be imposed. The Court may change the conditions of supervision, reduce or extend the period of supervision, and at any time during the supervision period or within the maximum period permitted by law, may issue a warrant and revoke supervision for a violation occurring during the supervision period.

January 28, 2019

Date

  
U. S. District Judge

It is ordered that the Clerk deliver a copy of this Judgment and Probation/Commitment Order to the U.S. Marshal or other qualified officer.

Clerk, U.S. District Court

January 28, 2019

Filed Date

By

Sheila English /s/

Deputy Clerk

Case 2:13-cr-00822-ODW Document 1686 Filed 01/28/19 Page 4 of 6 Page ID #:12574

USA vs. Andre Brown

Docket No.: CR 13-00822-ODW-2

The defendant must comply with the standard conditions that have been adopted by this court (set forth below).

### STANDARD CONDITIONS OF PROBATION AND SUPERVISED RELEASE

While the defendant is on probation or supervised release pursuant to this judgment:

1. The defendant must not commit another federal, state, or local crime;
2. The defendant must report to the probation office in the federal judicial district of residence within 72 hours of imposition of a sentence of probation or release from imprisonment, unless otherwise directed by the probation officer;
3. The defendant must report to the probation office as instructed by the court or probation officer;
4. The defendant must not knowingly leave the judicial district without first receiving the permission of the court or probation officer;
5. The defendant must answer truthfully the inquiries of the probation officer, unless legitimately asserting his/her Fifth Amendment right against self-incrimination as to new criminal conduct;
6. The defendant must reside at a location approved by the probation officer and must notify the probation officer at least 10 days before any anticipated change or within 72 hours of an unanticipated change in residence or persons living in defendant's residence;
7. The defendant must permit the probation officer to conduct him or her at any time at home or elsewhere and must permit confiscation of any contraband prohibited by law or the terms of supervision and observed in plain view by the probation officer;
8. The defendant must work at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons and must notify the probation officer at least ten days before any change in employment or within 72 hours of an unanticipated change;
9. The defendant must not knowingly associate with any persons engaged in criminal activity and must not knowingly associate with any person convicted of a felony unless granted permission to do so by the probation officer. This condition will not apply to immediate family members, unless the court has completed an individualized review and has determined that the restriction is necessary for protection of the community or rehabilitation;
10. The defendant must refrain from excessive use of alcohol and must not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
11. The defendant must notify the probation officer within 12 hours of being arrested or questioned by a law enforcement officer;
12. For felony cases, the defendant must not possess a firearm, ammunition, destructive device, or any other dangerous weapon;
13. The defendant must not act or enter into any agreement with a law enforcement agency to act as an informant or source without the permission of the court;
14. As directed by the probation officer, the defendant must notify specific persons and organizations of specific risks posed by the defendant to those persons and organizations and must permit the probation officer to confirm the defendant's compliance with such requirement and to make such arrangements;
15. The defendant must follow the instructions of the probation officer to implement the orders of the court, afford adequate deterrence from criminal conduct, protect the public from further crimes of the defendant; and provide the defendant with needed educational or vocational training, medical care, or other correctional treatment in the most effective manner.

Case 2:13-cr-00822-OL Document 1686 Filed 01/28/19 Page 5 of 6 Page ID #:12575  
The defendant must also comply with the following special conditions (see forth below).

#### STATUTORY PROVISIONS PERTAINING TO PAYMENT AND COLLECTION OF FINANCIAL SANCTIONS

The defendant must pay interest on a fine or restitution of more than \$2,500, unless the court waives interest or unless the fine or restitution is paid in full before the fifteenth (15th) day after the date of the judgment under 18 U.S.C. § 3612(f)(1). Payments may be subject to penalties for default and delinquency under 18 U.S.C. § 3612(g). Interest and penalties pertaining to restitution, however, are not applicable for offenses completed before April 24, 1996.

If all or any portion of a fine or restitution ordered remains unpaid after the termination of supervision, the defendant must pay the balance as directed by the United States Attorney's Office. 18 U.S.C. § 3613.

The defendant must notify the United States Attorney within thirty (30) days of any change in the defendant's mailing address or residence address until all fines, restitution, costs, and special assessments are paid in full. 18 U.S.C. § 3612(h)(1)(F).

The defendant must notify the Court (through the Probation Officer) and the United States Attorney of any material change in the defendant's economic circumstances that might affect the defendant's ability to pay a fine or restitution, as required by 18 U.S.C. § 3664(k). The Court may also accept such notification from the government or the victim, and may, on its own motion or that of a party or the victim, adjust the manner of payment of a fine or restitution under 18 U.S.C. § 3664(k). See also 18 U.S.C. § 3672(d)(3) and for probation 18 U.S.C. § 3563(a)(2).

Payments will be applied in the following order:

1. Special assessments under 18 U.S.C. § 3613;
2. Restitution, in this sequence (under 18 U.S.C. § 3664(i), all non-federal victims must be paid before the United States is paid):
  - Non-federal victims (individual and corporate);
  - Providers of compensation to non-federal victims;
  - The United States as victim);
3. Fine;
4. Community restitution, under 18 U.S.C. § 3663(c); and
5. Other penalties and costs.

#### CONDITIONS OF PROBATION AND SUPERVISED RELEASE PERTAINING TO FINANCIAL SANCTIONS

As directed by the Probation Officer, the defendant must provide to the Probation Officer: (1) a signed release authorizing credit report inquiries; (2) federal and state income tax returns or a signed release authorizing their disclosure and (3) an accurate financial statement, with supporting documentation as to all assets, income and expenses of the defendant. In addition, the defendant must not apply for any loan or open any line of credit without prior approval of the Probation Officer.

The defendant must maintain one personal checking account. All of defendant's income, "monetary gains," or other pecuniary proceeds must be deposited into this account, which must be used for payment of all personal expenses. Records of all other bank accounts, including any business accounts, must be disclosed to the Probation Officer upon request.

The defendant must not transfer, sell, give away, or otherwise convey any asset with a fair market value in excess of \$500 without approval of the Probation Officer until all financial obligations imposed by the Court have been satisfied in full.

These conditions are in addition to any other conditions imposed by this judgment.

Case 2:13-cr-00822-O Document 1686 Filed 01/28/19 Docket No.: CR13-00822-ODW-2 Page 6 of 6 Page ID #:12576

**RETURN**

I have executed the within Judgment and Commitment as follows:

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_  
Defendant noted an appeal on \_\_\_\_\_  
Defendant released on \_\_\_\_\_  
Mandate issued on \_\_\_\_\_  
Defendant's appeal determined on \_\_\_\_\_  
Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_  
At \_\_\_\_\_

the institution designated by the Bureau of Prisons, with a certified copy of the within Judgment and Commitment.

United States Marshal

By \_\_\_\_\_

Date \_\_\_\_\_

Deputy Marshal

**CERTIFICATE**

I hereby attest and certify this date that the foregoing document is a full, true and correct copy of the original on file in my office, and in my legal custody.

Clerk, U.S. District Court

By \_\_\_\_\_

Filed Date \_\_\_\_\_

Deputy Clerk

**FOR U.S. PROBATION OFFICE USE ONLY**

Upon a finding of violation of probation or supervised release, I understand that the court may (1) revoke supervision, (2) extend the term of supervision, and/or (3) modify the conditions of supervision.

These conditions have been read to me. I fully understand the conditions and have been provided a copy of them.

(Signed) \_\_\_\_\_

Defendant

Date \_\_\_\_\_

Defendant delivered on  
6-3-19

U. S. Probation Officer/Designated Witness

Date \_\_\_\_\_

to Prob. Offc. at Lompoc, CA  
with a certified copy of this judge  
John Waddell CSD

BP-10296  
JUNE 10

**U. S. DEPARTMENT OF JUSTICE**

**Certificate of Record CDFRM**

**FEDERAL BUREAU OF PRISONS**

I, Melissa Arnold, hereby certify and attest that I am the CASE MANAGEMENT COORDINATOR and as such that I am the official custodian of the records of this Institution whose official name and address is:

Federal Correctional Complex Lompoc  
3901 Klein Blvd  
Lompoc, CA 93436

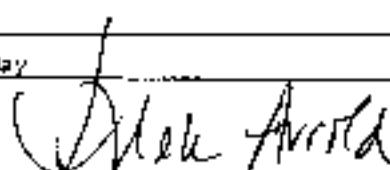
and that the following and attached records are true and correct copies of records of said institution pertaining to:

Name: SHAWN L. BEARS Register No. 34183-D60

and consisting of: (1) Photograph (2) Fingerprint card (3) Commitment  
(4) Other:

IN WITNESS WHEREOF, I have hereunto set my hand at

this 26 day of May, 20 20.



Custodian of Records

STATE OF CA

COUNTY OF Santa Barbara

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.

\_\_\_\_\_  
Signature of Officer Authorized to  
Administer Oaths (18 U.S.C. 6304)

Record Copy - Requested: Copy - Central file

Case: 1:91-cr-00331-LW Doc #: 130 Filed: 08/08/11 1 of 3. PageID #: 19

AO 245D (Rev. 12/07) Judgment in a Criminal Case for Revocations  
Sheet 1

## UNITED STATES DISTRICT COURT

UNITED STATES OF AMERICA

v.

### Judgment in a Criminal Case

(For **Revocation** of Probation or Supervised Release)

Case No.

USM No.

---

Defendant's Attorney

#### THE DEFENDANT:

- admitted guilt to violation of condition(s) \_\_\_\_\_ of the term of supervision.  
 was found in violation of condition(s) \_\_\_\_\_ after denial of guilt.

The defendant is adjudicated guilty of these violations:

<u>Violation Number</u>	<u>Nature of Violation</u>	<u>Violation Ended</u>
-------------------------	----------------------------	------------------------

The defendant is sentenced as provided in pages 2 through \_\_\_\_\_ of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

The defendant has not violated condition(s) \_\_\_\_\_ and is discharged as to such violation(s) condition.

It is ordered that the defendant must notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States attorney of material changes in economic circumstances.

Last Four Digits of Defendant's Soc. Sec. No.: \_\_\_\_\_

---

Date of Imposition of Judgment

Defendant's Year of Birth: \_\_\_\_\_

---

s/Christopher A.

City and State of Defendant's Residence:  
\_\_\_\_\_

---

Signature of Judge

---

Name and Title of Judge

---

Date

Case: 1:91-cr-00331-LW Doc #: 130 Filed: 08/08/11 2 of 3. PageID #: 20

AO 245D (Rev. 12/07) Judgment in a Criminal Case for Revocations  
Sheet 2—Imprisonment

Judgment — Page \_\_\_\_\_ of \_\_\_\_\_

DEFENDANT:  
CASE NUMBER:

### **IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total total term of :

- The court makes the following recommendations to the Bureau of Prisons:
  
- The defendant is remanded to the custody of the United States Marshal.
- The defendant shall surrender to the United States Marshal for this district:
  - at \_\_\_\_\_  a.m.     p.m. on \_\_\_\_\_ .
  - as notified by the United States Marshal.
- The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:
  - before 2 p.m. on \_\_\_\_\_ .
  - as notified by the United States Marshal.
  - as notified by the Probation or Pretrial Services Office.

### **RETURN**

I have executed this judgment as follows:

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_  
at \_\_\_\_\_ with a certified copy of this judgment.

\_\_\_\_\_ UNITED STATES MARSHAL

By \_\_\_\_\_  
DEPUTY UNITED STATES MARSHAL

DEFENDANT:

CASE NUMBER:

**SUPERVISED RELEASE**

Upon release from imprisonment, the defendant shall be on supervised release for a term of :

The defendant must report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not commit another federal, state or local crime.

The defendant shall not unlawfully possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter as determined by the court.

- The above drug testing condition is suspended, based on the court's determination that the defendant poses a low risk of future substance abuse. (Check, if applicable.)
- The defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon. (Check, if applicable.)
- The defendant shall cooperate in the collection of DNA as directed by the probation officer. (Check, if applicable.)
- The defendant shall register with the state sex offender registration agency in the state where the defendant resides, works, or is a student, as directed by the probation officer. (Check, if applicable.)
- The defendant shall participate in an approved program for domestic violence. (Check, if applicable.)

If this judgment imposes a fine or restitution, it is be a condition of supervised release that the defendant pay in accordance with the Schedule of Payments sheet of this judgment.

The defendant must comply with the standard conditions that have been adopted by this court as well as with any additional conditions on the attached page.

**STANDARD CONDITIONS OF SUPERVISION**

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation, unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substance or any paraphernalia related to any controlled substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court; and
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

Case: 1:91-cr-00331-LW Doc #: 130 Filed: 08/08/11 1 of 3. PageID #: 19

NAO 2480 (Rev. 12/07) Judgment in a Criminal Case for Revocation  
Sheet 1

## UNITED STATES DISTRICT COURT

Northern District of Ohio

UNITED STATES OF AMERICA  
v.  
SHAWN FEARS

Judgment in a Criminal Case  
(For Revocation of Probation or Supervised Release)

Case No. 1:91CR331-001

USM No. 34183-080

EDWARD S. WADE, Jr.

Defendant's Attorney

### THE DEFENDANT:

- admitted guilt to violation of condition(s) 1 of the terms of supervision.  
 was found in violation of condition(s) \_\_\_\_\_ after denial of guilt.

The defendant is adjudicated guilty of these violations:

Violation Number	Nature of Violation	Violation Ended
1.	New Law Violation - Conspiracy to Possess With Intent to Distribute Cocaine	08/11/2010

The defendant is sentenced to provided in pages 2 through 2 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- The defendant has not violated condition(s) \_\_\_\_\_ and is discharged as to such violation(s) condition.

It is ordered that the defendant must notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States attorney of material changes in economic circumstances.

Last Four Digits of Defendant's Soc. Sec. No.: 8688

08/04/2011

Date of Imposition of Judgment

Defendant's Year of Birth: 1989

s/Christopher A. Boyko

Signature of Judge

City and State of Defendant's Residence:  
Euclid OH 44117

Christopher A. Boyko, U.S. Judge

Name and Title of Judge

08/08/2011

Date

Case: 1:91-cr-00391-LW Doc #; 130 Filed: 08/08/11 2 of 3. PageID #: 20

AO 245D (Rev. 12/07) Judgment in a Criminal Case for Revocation  
Sheet 2—Imprisonment

Judgment Page 2 of 2

DEFENDANT: SHAWN FEARS  
CASE NUMBER: 1:91CR331-001

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of:

32 Months to run Consecutive to 120 Month Sentence in Case No. 1:10CR412-001

The court makes the following recommendations to the Bureau of Prisons:

The defendant is remanded to the custody of the United States Marshal.

The defendant shall surrender to the United States Marshal for this district:

at \_\_\_\_\_  am.  pm. on \_\_\_\_\_  
 as notified by the United States Marshal.

The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:

before 2 p.m. on \_\_\_\_\_  
 as notified by the United States Marshal.  
 as notified by the Probation or Pretrial Services Office.

RETURN

I have executed this judgment as follows:

Defendant delivered on 10/11/11 to FBI - NEW YORK  
by RPT A1 with a certified copy of this judgment.

Robert L. Farley  
UNITED STATES MARSHAL  
WARDEN  
By L. H. Wilson  
DEPUTY UNITED STATES MARSHAL  
CSD

Case: 1:91-cr-00331-LW Doc #: 130 Filed: 08/08/11 3 of 3. PageID #: 21

AO 243D (Rev. 12/07) Judgment or Criminal Case for Proceedings  
Sheet 3 - Supervised Release

Judgment Page \_\_\_\_\_ of \_\_\_\_ 2

DEFENDANT: SHAWN FEARS  
CASE NUMBER: 191CR331-001

**SUPERVISED RELEASE**

Upon release from imprisonment, the defendant shall be on supervised release for a term of:

NO FURTHER SUPERVISION

The defendant must report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not commit another federal, state or local crime.

The defendant shall not unlawfully possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter as determined by the court.

- The above drug testing condition is suspended, based on the court's determination that the defendant poses a low risk of future substance abuse. (Check, if applicable.)
- The defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon. (Check, if applicable.)
- The defendant shall cooperate in the collection of DNA as directed by the probation officer. (Check, if applicable.)
- The defendant shall register with the state sex offender registration agency in the state where the defendant resides, works, or is a student, as directed by the probation officer. (Check, if applicable.)
- The defendant shall participate in an approved program for domestic violence. (Check, if applicable.)

If this judgment imposes a fine or restitution, it is a condition of supervised release that the defendant pay in accordance with the Schedule of Payments sheet of this judgment.

The defendant must comply with the standard conditions that have been adopted by this court as well as with any additional conditions on the attached page.

**STANDARD CONDITIONS OF SUPERVISION**

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation, unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substance or any paraphernalia related to any controlled substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confinement of any controlled substance in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court; and
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics and shall permit the probation officer to make such modifications and to confirm the defendant's compliance with such notification requirement.

BP-AU396  
JUNE 10

U.S. DEPARTMENT OF JUSTICE

Certificate of Record CCRRS

FEDERAL BUREAU OF PRISONS

I Melissa Arnold, hereby certify and attest that I am the CASE MANAGEMENT COORDINATOR and as such that I am the official custodian of the records of this Institution whose official name and address is:

Federal Correctional Complex Lompoc  
3991 Klein Blvd.  
Lompoc, CA 93436

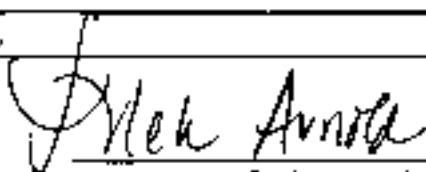
and that the following and attached records are true and correct copies of records of said institution pertaining to

Name: FELIX SAMUEL GARCIA Register No. 46693-298

and consisting of: (1) Photograph (2) Fingerprint card (3) Commitment  
(4) Other:

IN WITNESS WHEREOF, I have hereunto set my hand at

this 26 day of May 20 20.



Custodian of Records

STATE OF CA

COUNTY OF Santa Barbara

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.

\_\_\_\_\_  
Signature of Officer Authorized to  
Administer Oaths (18 U.S.C. 6004)

Record Copy - Programs; Copy - General File

Case 3:14-cr-00657-BTM Document 546 Filed 07/29/15 Page 1 of 1

4:14-CR-00657-BTM (JRW) (Rev. 4/14) Judgment in a Criminal Case  
Sheet 1

**FILED**

JUL 29 2015

CLERK, U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA  
DEPUTY

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA

v.

FELIX SAMUEL GARCIA (1)

**JUDGMENT IN A CRIMINAL CASE**

(For Offenses Committed On or After November 1, 1987)

Case Number: 14CR0657-BTM

MICHAEL LITTMAN

Defendant's Attorney

REGISTRATION NO. 46693298

THE DEFENDANT:

pleaded guilty to count(s) 3 OF THE SUPERSEDING INDICTMENT

was found guilty on count(s) \_\_\_\_\_

after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offense(s):

Title & Section	Nature of Offense	Count Number(s)
21 USC 841(a)(1)	POSSESSION OF METHAMPHETAMINE WITH INTENT TO DISTRIBUTE	3

The defendant is sentenced as provided in pages 2 through 4 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

The defendant has been found not guilty on count(s) \_\_\_\_\_

Count(s) Underlying/remaining counts of the indictment/Sup. Indictment is  re  dismissed on the motion of the United States.

Assessment: \$100 to be paid at the rate of \$25 per quarter through the Inmate Financial Responsibility Program.

Fine waived

Forfeiture pursuant to order filed \_\_\_\_\_, included herein.

IT IS ORDERED that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant shall notify the court and United States Attorney of any material change in the defendant's economic circumstances.

JULY 24, 2015

Date of Imposition of Sentence

*Barry Ted Moskowitz*  
HON. BARRY TED MOSKOWITZ  
UNITED STATES DISTRICT JUDGE

14CR0657-BTM

Case 3:14-cr-00657-BTM Document 546 Filed 07/29/15 Page 2 of 4

AO 248 (07/05) (Rev. 4/14) Judgment in a Criminal Case  
Sheet 7 - Imprisonment

Judgment - Page 2 of 4

DEFENDANT: FELIX SAMUEL GARCIA [I]  
CASE NUMBER: 14CR0657-BTM

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of EIGHTY-SEVEN (87) MONTHS.

Sentence imposed pursuant to Title 18 USC Section 1326(b).

The court makes the following recommendations to the Bureau of Prisons:

That the defendant participate in the 500 hour RDAP program. That the defendant serve his sentence at an institution in California.

*Barry Ted Moskowitz*

BARRY TED MOSKOWITZ  
UNITED STATES DISTRICT JUDGE

The defendant is remanded to the custody of the United States Marshal.

The defendant shall surrender to the United States Marshal for this district:

at \_\_\_\_\_  a.m.  p.m. on \_\_\_\_\_  
as notified by the United States Marshal.

The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:

before 12:00 p.m. on 09/25/2015 or to the Court by 2:00 p.m. on that same date.

as notified by the United States Marshal.

as notified by the Probation or Pretrial Services Office.

**RETURN**

I have executed this judgment as follows:

Defendant delivered on 9-28-15

9-28-15

to Felix Samuels, BMT

at Benton, TX, with a certified copy of this judgment.

*Ronald Chapman, Warden*

UNITED STATES PRISONER

By Capt., CPO

DEPARTMENT OF JUSTICE, BUREAU OF PRISONS

14CR0657-BTM

Case 3:14-cr-00657-BTM Document 546 Filed 07/29/15 Page 3 of 4

AD 241B (CAGD) (Rev. 4/14) Judgment in a Criminal Case  
Sheet 3 - Supervised Release

Judgment Page 1 of 4

DEFENDANT: FELIX SAMUEL GARCIA [1]  
CASE NUMBER: 14CR0657-BTM

**SUPERVISED RELEASE**

Upon release from imprisonment, the defendant shall be on supervised release for a term of:  
**THREE (3) YEARS.**

The defendant shall report to the probation officer in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not commit another federal, state or local crime.

For offenses committed on or after September 13, 1994:

The defendant shall not illegally possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter as determined by the court. Testing requirements will not exceed submission of more than 4 drug tests per month during the term of supervision, unless otherwise ordered by court.

- The above drug testing condition is suspended, based on the court's determination that the defendant poses a low risk of future substance abuse. (Check, if applicable.)
- The defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon.
- The defendant shall cooperate in the collection of a DNA sample from the defendant, pursuant to section 3 of the DNA Analysis Backlog Reduction Act of 2000, pursuant to 18 USC sections 3583(a)(7) and 3583(d).
- The defendant shall comply with the requirements of the Sex Offender Registration and Notification Act (42 U.S.C. § 16901, et seq.) as directed by the probation officer, the Bureau of Prisons, or any state sex offender registration agency to which he or she resides, works, is a student, or was convicted of a qualifying offense. (Check if applicable.)
- The defendant shall participate in an approved program for domestic violence. (Check, if applicable.)

If this judgment imposes a fine or restitution obligation, it is a condition of supervised release that the defendant pay any such fine or restitution that remains unpaid at the commencement of the term of supervised release in accordance with the Schedule of Payments set forth in this judgment.

The defendant must comply with the standard conditions that have been adopted by this court. The defendant shall also comply with any special conditions imposed.

**STANDARD CONDITIONS OF SUPERVISION**

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer in a manner and frequency directed by the court or probation officer;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation, unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substance or any paraphernalia related to any controlled substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any person engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;
- 10) the defendant shall permit the probation officer to visit him or her at any time at home or elsewhere and shall permit confinement of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court; and
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

14CR0657-BTM

Case 3:14-cr-00657-BTM Document 546 Filed 07/29/15 Page 4 of 4

AO 245B (DAFB) (Rev. 4/14) Judgment in Criminal Case  
Sheet 4 - Special Conditions

Judgment Page 4 of 4

DEFENDANT: FELIX SAMUEL GARCIA (1)  
CASE NUMBER: 14CR0657-BTM

**SPECIAL CONDITIONS OF SUPERVISION**

- Submit person, property, residence, office or vehicle to a search, conducted by a United States Probation Officer at a reasonable time and in a reasonable manner, based upon reasonable suspicion of contraband or evidence of a violation of a condition of release; failure to submit to a search may be grounds for revocation; the defendant shall warn any other residents that the premises may be subject to searches pursuant to this condition.
- Participate in a program of drug and alcohol abuse treatment including testing and counseling, with at least 1 to 8 tests per month and 1 to 8 counseling sessions per month as directed by the probation officer.
- Not transport, harbor, or assist undocumented aliens.
- Not associate with undocumented aliens or alien smugglers.
- Not reenter the United States illegally.
- Not enter the Republic of Mexico without written permission of the Court or probation officer.
- Report all vehicles owned or operated, or in which you have an interest, to the probation officer.
- Not possess any narcotic drug or controlled substance without a lawful medical prescription.
- Not associate with known users of, smugglers of, or dealers in narcotics, controlled substances, or dangerous drugs in any form.
- Participate in a program of mental health treatment as directed by the probation officer. The Court authorizes the release of the pre-sentence report and available psychological evaluations to the mental health provider, as approved by the probation officer. The defendant shall consent to the release of evaluations and treatment information to the probation officer and the Court by the mental health provider.
- Take no medication containing a controlled substance without valid medical prescription, and provide proof of prescription to the probation officer, if directed.
- Provide complete disclosure of personal and business financial records to the probation officer as requested.
- Reside in a Residential Reentry Center (RRC) as directed by the probation officer for a period of \_\_\_\_\_ days upon release. This is a non-punitive placement.
- Seek and maintain full time employment and/or schooling or a combination of both.
- Resolve all outstanding warrants within \_\_\_\_\_ days.
- Complete \_\_\_\_\_ hours of community service in a program approved by the probation officer within \_\_\_\_\_.
- Abstain from all use of alcohol.
- If deported, excluded, or allowed to voluntarily leave the United States, obey all laws federal, state and local and not reenter the United States illegally and report to the probation officer within 72 hours of my return to the United States; the other conditions of supervision are suspended while the defendant is out of the United States after deportation, exclusion, or voluntary departure.

BP-ARRE6  
JUNE 10  
U.S. DEPARTMENT OF JUSTICE

Certificate of Record FORM

FEDERAL BUREAU OF PRISONS

I, Melissa Arnold, hereby certify and attest that I am the CASE MANAGEMENT COORDINATOR and as such that I am the official custodian of the records of this institution whose official name and address is:

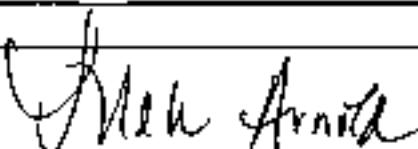
Federal Correctional Complex Lompoc  
3901 Klein Blvd  
Lompoc, CA 93436

and that the following and attached records are true and correct copies of records of said institution pertaining to:

Name: VINCENT REED Register No. 27173 016  
and consisting of: (1) Photograph (2) Fingerprint card (3) Commitment  
(4) Other:

IN WITNESS WHEREOF, I have hereunto set my hand at

this 26 day of May, 20 20.



Custodian of Records

STATE OF CA

COUNTY OF Santa Barbara

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.

\_\_\_\_\_  
Signature of Officer Authorized to  
Administer Oaths (18 U.S.C. 4006)

Accord Copy - Requester, Copy - Central File

**(AMENDED) UNITED STATES DISTRICT COURT  
DISTRICT OF COLUMBIA**

UNITED STATES OF AMERICA

v.

VINCENT REED

THE DEFENDANT:

**JUDGMENT IN A CRIMINAL CASE**  
(For Offenses Committed On or After November 1, 1987)

Case Number: CR 03-560-1

Joseph Bashour  
Defendant's Attorney

**FILED**

APR 12 2006

NANCY MAVER WHITTINGTON, CLERK  
U.S. DISTRICT COURT

Was found guilty by jury trial on Count(s) 1, 5, and 7 of the Superseding Indictment on December 16, 2005

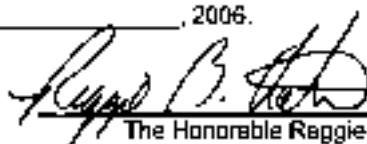
Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

<u>Title and Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count(s)</u>
18 USC 2113(a) and (d)	Armed Bank Robbery	December 1-2, 2003	1
22 DC Code 2803(a)(1) and (b)(1)	Armed Carjacking	December 1-2, 2003	5
22 DC Code 303	Destroying Property (Felony)	December 1-2, 2003	7

As pronounced on March 21, 2006, the defendant is sentenced as provided in pages 2 through 4 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

IT IS FURTHER ORDERED that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Signed this the 11<sup>th</sup> day of April, 2006.

  
The Honorable Reggie B. Walton

Defendant's Soc. Sec. No.: XXX-XX-1325

Defendant's Date of Birth: XX-XX-88

Defendant's USM No.: 27173-016

Defendant's Residence and Mailing Address:

United States District Court  
For the District of Columbia  
A TRUE COPY  
By   
NANCY MAVER WHITTINGTON, Clerk  
Deputy Clerk

Defendant: VINCENT REED  
Case Number: CR 03-560-1

Judgment - Page 2 of 4

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of THREE HUNDRED (300) months on Count 1; ONE HUNDRED AND EIGHTY (180) on Count 5; and ONE HUNDRED AND TWO months on Count 7 to run concurrent with each other.

The Court makes the following recommendations to the Bureau of Prisons:

That the defendant be permitted to participate in the 500 hour drug treatment program while serving his prison sentence.

That the defendant be placed in a federal prison that can provide mental health services.

That the defendant be permitted to serve his sentence at a facility where he can participate in a literacy program.

The defendant is remanded to the custody of the United States Marshal.

**RETURN**

I have executed this Judgment as follows:

Defendant delivered on 7-25-04 to FCI Catonsville at  
Glenville, MD, with a certified copy of this Judgment.

\_\_\_\_\_  
Kris J. Debra Inland  
United States Marshal  
By: Kris J. Debra Inland  
\_\_\_\_\_  
Deputy Marshal

7/25/04  
FBI - BOSTON  
47500-20000  
2004

**VERIFICATION**

Verified with: HSCC  
Title: Tekma A. Wright  
Phone #: (972) 595-3167  
Verified by: (Signature) 10/22/04

Defendant: VINCENT REED  
Case Number: CR 03-560-1

Judgment - Page 3 of 4

### SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of FIVE (5) years on Count 1; FIVE (5) years on Count 5 and THREE (3) years on Count 7 to run concurrent with each other.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. The defendant shall report in person to the Probation Office in the district to which the defendant is released as soon as possible, but in no event later than 72 hours of release from the custody of the Bureau of Prisons.  
If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.

### STANDARD CONDITIONS OF SUPERVISION

1. You will not leave the judicial district without permission of the Court or probation officer.
2. You will report to the probation officer and submit a truthful and complete written report within the first five days of each month.
3. You will answer truthfully all inquiries by the probation officer, and follow the instructions of the probation officer.
4. You will support your dependents and meet other family responsibilities, to include complying with any court order or order of administrative process requiring the payment of child support.
5. You will work regularly in a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
6. You will notify the probation officer at least ten days prior to any change of residence or employment.
7. You will not frequent places where controlled substances are illegally sold, or administered; you shall refrain from excessive use of alcohol and will not purchase, possess, use, distribute or administer any controlled substance or paraphernalia related to such substances, except as prescribed by a physician.
8. You will not associate with any persons engaged in criminal activity, and will not associate with any person convicted of a crime unless granted permission to do so by the probation officer.
9. You will permit a probation officer to visit at any time at your home, employment or elsewhere and will permit confinement of any contraband observed in plain view by the probation officer.
10. You will notify the probation officer within seventy-two hours of being arrested, questioned, or upon having any contact with a law enforcement officer.
11. You will not enter into any agreement to act as an informer or special agent of a law enforcement agency without the permission of the Court.
12. As directed by the probation officer, you will notify third parties of risks that may be occasioned by your criminal record or personal history or characteristics, and permit the probation officer to make such notifications and to confirm your compliance with such notification requirements.
13. You will not possess a firearm, destructive device, or other dangerous weapon.

### ADDITIONAL CONDITIONS:

The defendant can not be rearrested.

The defendant shall provide a DNA sample.

The defendant shall not incur new credit charges or open additional lines of credit without the approval of the Probation Office.

The defendant shall provide the Probation Office with access to any requested financial information.

The defendant shall be assessed for drug treatment, and if found to be needed, then the defendant must participate in and complete a drug treatment program and submit to regular drug testing at the discretion of the Probation Office.

The defendant shall be assessed for mental health treatment, and if found to be needed, then the defendant must participate in a mental health treatment program.

The Probation Office shall release the presentence investigation report to all appropriate agencies in order to execute the sentence of the Court. These agencies shall return the presentence report to the Probation Office upon completion or termination from treatment.

The Court finds that the defendant does not have the ability to pay a fine, or costs, of incarceration or supervision.

Defendant: VINCENT REED  
Case Number: CR 03-560-1

Judgment - Page 4 of 4

**CRIMINAL MONETARY PENALTIES**

The defendant shall pay the following total criminal monetary penalties; payments shall be applied in the following order: (1) assessment; (2) restitution; (3) fine; (4) cost of prosecution; (5) interest; (6) penalties.

ASSESSMENT	RESTITUTION	FINE
\$300.00	\$45,158.66	\$0.00

**ASSESSMENT**

It is ordered that the defendant shall pay to the United States a special assessment of \$100.00 for Count 1 to (Clark of Court); \$100.00 for Count 6, and \$100.00 for Count 7 for a total of \$300.00, which shall be due immediately.

Special Assessment for Count 6 (\$100.00) and Count 7 (\$100.00) total \$300.00 is payable to:

Victims of Violent Crimes  
Criminal Finance Office, Room 4203  
DC Superior Court  
509 Indiana Avenue, NW  
Washington, DC

**RESTITUTION**

The defendant shall make restitution in the total amount of \$45,158.66. The interest for restitution is waived by the Court.

The defendant shall make restitution to the following persons in the following amounts:

Name of Payee	Payer Address	City, State, Zip	Amount
Engraving and Printing Federal Credit Union			\$24,891.54
Catholic University of America			\$4,071.98
JR Landscaping			\$17,640.14

If a victim has received compensation from insurance or any other source with respect to a loss, restitution shall be paid to the person who provided or is obligated to provide the compensation, but all restitution of victims shall be paid to the victim before any restitution is paid to such a provider of compensation.

If the fine and/or restitution is not paid, the Court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3614. Pursuant to 18 U.S.C. §§ 3572(d)(3) and 3664(k), the defendant shall notify the Court and the Attorney General of any material change in the defendant's economic circumstances that might affect the defendant's ability to pay a fine or restitution. As set out in 18 U.S.C. § 3664(n), if the defendant receives substantial resources from any source, including inheritance, settlement, or other judgment, during the period of incarceration, the defendant shall apply the value of such resources to any restitution or fine still owed.

All criminal monetary penalty payments are to be made to the United States District Court Clerk, 333 Constitution Ave., N.W., Rm. 1825, Washington, D.C. 20001, except those payments made through the Bureau of Prisons' Inmate Financial Responsibility Program.

UNITED STATES DISTRICT COURT  
DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

v.

VINCENT REED

JUDGMENT IN A CRIMINAL CASE  
(For Offenses Committed On or After November 1, 1987)

FILED

Case Number: CR 03-560-1

Joseph Besthout  
Defendant's Attorney

MARY MAYER WHITINGTON, CLERK  
U.S. DISTRICT COURT

THE DEFENDANT:

Was found guilty by jury trial on Count(s) 1, 5, and 7 of the Superseding Indictment on December 15, 2005.

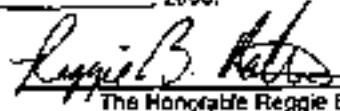
Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

Title and Section	Nature of Offense	Date Offense Concluded	Count(s)
18 USC 2113(e) and (d)	Armed Bank Robbery	December 1-2, 2003	1
22 DC Code 2803(a)(1) and (b)(1)	Armed Carjacking	December 1-2, 2003	5
22 DC Code 303	Destroying Property (Felony)	December 1-2, 2003	7

As pronounced on March 21, 2006, the defendant is sentenced as provided in pages 2 through 4 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

IT IS FURTHER ORDERED that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Signed this the 21st day of March, 2006.

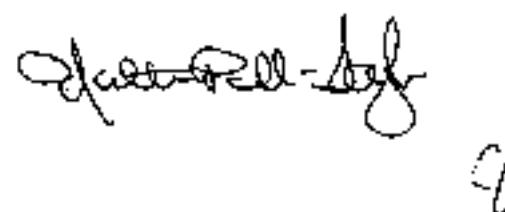
  
\_\_\_\_\_  
The Honorable Reggie B. Walton

Defendant's Soc. Sec. No.: XXX-XX-1325

Defendant's Date of Birth: XX-XX-86

Defendant's USM No.: 27173-016

Defendant's Residence and Mailing Address:

  
J

Defendant: VINCENT REED  
Case Number: CR 09-580-1

Judgment - Page 2 of 4

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of THREE HUNDRED AND TWENTY-SEVEN (327) months on Count 1; ONE HUNDRED AND EIGHTY (180) on Count 5; and ONE HUNDRED AND TWO months on Count 7 to run concurrent with each other.

The Court makes the following recommendations to the Bureau of Prisons:

That the defendant be permitted to participate in the 500 hour drug treatment program while serving his prison sentence.

That the defendant be placed in a federal prison that can provide mental health services.

That the defendant be permitted to serve his sentence at a facility where he can participate in a literacy program.

The defendant is remanded to the custody of the United States Marshal

**RETURN**

I have executed this Judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
  
Subsequent  
Defendant delivered on 01/24/14 to FBI WIL at  
SACRIFICE, NC, with a certified copy of this Judgment.  
  
M. Perez, Warren  
United States Marshal  
By: L. Hartley, CSD  
Deputy Marshal

Defendant: VINCENT REED  
Case Number: CR 03-560-1

Judgment - Page 3 of 4

#### SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of FIVE (5) years on Count 1; FIVE (5) years on Count 5 and THREE (3) years on Count 7 to run concurrent with each other.

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. The defendant shall report in person to the Probation Office in the district to which the defendant is released as soon as possible, but in no event later than 72 hours of release from the custody of the Bureau of Prisons.  
If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.

#### STANDARD CONDITIONS OF SUPERVISION

1. You will not leave the judicial district without permission of the Court or probation officer.
2. You will report to the probation officer and submit a truthful and complete written report within the first five days of each month.
3. You will answer truthfully all inquiries by the probation officer, and follow the instructions of the probation officer.
4. You will support your dependents and meet other family responsibilities, to include complying with any court order or order of administration that requires the payment of child support.
5. You will work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
6. You will notify the probation officer at least ten days prior to any change of residence or employment.
7. You will not frequent places where controlled substances are illegally sold, or administered; you shall refrain from excessive use of alcohol and will not purchase, possess, use, distribute or administer any controlled substance or paraphernalia related to such substances, except as prescribed by a physician.
8. You will not associate with any persons engaged in criminal activity, and will not associate with any person convicted of a crime unless granted permission to do so by the probation officer.
9. You will permit a probation officer to visit at any time at your home, employment or elsewhere and will permit confiscation of any contraband observed in plain view by the probation officer.
10. You will notify the probation officer within seventy-two hours of being arrested, questioned, or upon having any contact with a law enforcement officer.
11. You will enter into any agreement to act as an informant or special agent of a law enforcement agency without the permission of the Court.
12. As directed by the probation officer, you will notify third parties of risks that may be occasioned by your criminal record or personal history or characteristics, and permit the probation officer to make such notifications and to confirm your compliance with such notification requirements.
13. You will not possess a firearm, destructive device, or other dangerous weapon.

#### ADDITIONAL CONDITIONS:

The defendant can not be re-arrested.

The defendant shall provide a DNA sample.

The defendant shall not incur new credit charges or open additional lines of credit without the approval of the Probation Office.

The defendant shall provide the Probation Office with access to any requested financial information.

The defendant shall be assessed for drug treatment, and if found to be needed, then the defendant must participate in and complete a drug treatment program and submit to regular drug testing at the discretion of the Probation Office.

The defendant shall be assessed for mental health treatment, and if found to be needed, then the defendant must participate in a mental health treatment program.

The Probation Office shall release the presentence investigation report to all appropriate agencies in order to execute the sentence of the Court. These agencies shall return the presentence report to the Probation Office upon completion or termination from treatment.

The Court finds that the defendant does not have the ability to pay a fine, or costs, of incarceration or supervision.

Defendant: VINCENT REED  
Case Number: CR 03-560-1

Judgment - Page 4 of 4

**CRIMINAL MONETARY PENALTIES**

The defendant shall pay the following total criminal monetary penalties; payments shall be applied in the following order: (1) assessment; (2) restitution; (3) fine; (4) cost of prosecution; (5) interest; (6) penalties.

ASSESSMENT	RESTITUTION	FINE
\$300.00	\$45,158.86	\$0.00

**ASSESSMENT**

It is ordered that the defendant shall pay to the United States a special assessment of 100.00 for Count 1 to (Clerk of Court); 100.00 for Count 5, and 100.00 for Count 7 for a total of \$300.00, which shall be due immediately.

Special Assessment for Count 5 (\$100.00) and Count 7 (\$100.00) total 200.00 is payable to:

Victims of Violent Crimes  
Criminal Finance Office, Room 4203  
DC Superior Court  
500 Indiana Avenue, NW  
Washington, DC

**RESTITUTION**

The defendant shall make restitution in the total amount of \$45,158.86. The interest for restitution is waived by the Court.

The defendant shall make restitution to the following persons in the following amounts:

Name of Payee	Payee Address	City, State, Zip	Amount
Engraving and Printing Federal Credit Union			\$24,691.54
Catholic University of America			\$4,071.88
JR Landscaping			\$17,840.14

If a victim has received compensation from insurance or any other source with respect to a loss, restitution shall be paid to the person who provided or is obligated to provide the compensation, but all restitution of victims shall be paid to the victims before any restitution is paid to such a provider of compensation.

If the fine and/or restitution is not paid, the Court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3814. Pursuant to 18 U.S.C. §§ 3572(d)(3) and 3684(k), the defendant shall notify the Court and the Attorney General of any material change in the defendant's economic circumstances that might affect the defendant's ability to pay a fine or restitution. As set out in 18 U.S.C. § 3684(n), if the defendant receives substantial resources from any source, including inheritance, settlement, or other judgment, during the period of incarceration, the defendant shall apply the value of such resources to any restitution or fine still owed.

All criminal monetary penalty payments are to be made to the United States District Court Clerk, 333 Constitution Ave., NW, Room 1826, Washington, D.C. 20001, except those payments made through the Bureau of Prisons' Inmate Financial Responsibility Program.

BP-AC096  
JUNE 10

**U.S. DEPARTMENT OF JUSTICE**

**Certificate of Record ADPRM**

**FEDERAL BUREAU OF PRISONS**

I, Melissa Arnold, hereby certify and attest that I am the CASE MANAGEMENT COORDINATOR and as such that I am the official custodian of the records of this Institution whose official name and address is:

Federal Correctional Complex Lompoc  
3501 Klein Blvd  
Lompoc, CA 93436

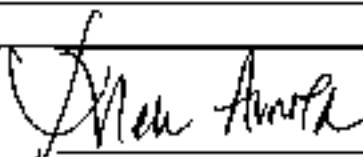
and that the following and attached records are true and correct copies of records of said institution pertaining to:

Name: YONMEDIL CARROR TORRES Register No. 41525-D69

and consisting of: (1) Photograph (2) Fingerprint card (3) Commitment  
(4) Other:

IN WITNESS WHEREOF, I have hereunto set my hand at

this 26 day of May 20 20.



Custodian of Records

STATE OF CA

COUNTY OF Santa Barbara

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.

\_\_\_\_\_  
Signature of Officer Authorized to  
Administer Oaths (18 U.S.C. 6404)

Second Copy - Requester: Copy Central File

Case: 3:15-cr-00697, Document: 37, Filed: 07-21-2016, Page 1 of 6

AO 345B (Rev. 10/15) Judgment in a Criminal Case  
Sheet 1

## UNITED STATES DISTRICT COURT

### JUDICIAL DISTRICT OF PUERTO RICO

UNITED STATES OF AMERICA ) JUDGMENT IN A CRIMINAL CASE  
v. )  
YONNEDIL CARROR-TORRES )  
Case Number: 3:15-cr-00697-1(FAB)  
USM Number: 41928-069  
Olga M. Shepard-De-Mari  
Defendant's Attorney

#### THE DEFENDANT:

pleaded guilty to count(s) One (1) and Two (2) on March 2, 2016

pleaded nolo contendere to count(s) \_\_\_\_\_ which was accepted by the court.

was found guilty on count(s) \_\_\_\_\_ after a plea of not guilty.

The defendant is adjudicated guilty of these offenses:

Title & Section	Nature of Offense	Offense Ended	Count
18:2119(2) and 2	Carjacking with serious bodily injury and aiding and abetting.	4/29/2013	One
18:924(c)(1)(A)(ii)	Carrying a firearm in furtherance of a crime of violence and aiding and abetting.	4/29/2013	Two

The defendant is sentenced as provided in pages 2 through 5 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

The defendant has been found not guilty on count(s) \_\_\_\_\_

Count(s) \_\_\_\_\_ is  are dismissed on the motion of the United States.

It is ordered that the defendant must notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States attorney of material changes in economic circumstances.

July 21, 2016

Date of imposition of Judgment

S/ Francisco A. Besosa

Signature of Judge

Francisco A. Besosa

U.S. District Judge

Name and Title of Judge

July 21, 2016

Date

Case: 3:15-cr-00897, Document: 37, Filed: 07-21-2014, Page 2 of 6

AO 245B (Rev. 10/15) Judgment in Criminal Cases  
Sheet 2 - Imprisonment

Judgment - Page 2 of 3

DEFENDANT: YONNEDIL CARROR-TORRES  
CASE NUMBER: 3:15-cr-00897-1(FAB)

### IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of:

One Hundred Twenty (120) months as to Count 1 and One Hundred Twenty (120) months as to Count 2,  
to be served consecutively to each other, for a total imprisonment term of Two Hundred Forty (240) months

The court makes the following recommendations to the Bureau of Prisons:

That defendant be designated to the institution in Coleman, Florida.

That defendant participate in the 500-hour drug treatment program, if he qualifies.

The defendant is remanded to the custody of the United States Marshal.

The defendant shall surrender to the United States Marshal for this district:

at .. \_\_\_\_\_  a.m.  p.m. on \_\_\_\_\_ .

as notified by the United States Marshal.

The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:

before 2 p.m. on \_\_\_\_\_ .

as notified by the United States Marshal.

as notified by the Probation or Parole Services Office

### RETURN

I have executed this judgment as follows:

Defendant delivered on 6-16-17 to FBI WJL

• Guthrie, SC, with a certified copy of this judgment.

Pat O'Rourke Amt, DM  
UNITED STATES MARSHAL

By D. White C/S  
DEPUTY UNITED STATES MARSHAL

\* not previously executed

Case: 3:15-cr-00697, Document: 37, Filed: 07-21-2016, Page 3 of 6

AO 145B (Rev. 10/15) Judgment in a Criminal Case  
Sheet 3 - Supervised Release

Judgment Page 3 of 5

DEFENDANT: YONNEOIL CARROR-TORRES  
CASE NUMBER: 3:15-cr-00697-t(FAB)

### SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of:

Five (5) years as to Count 1 and Five (5) years as to Count 2  
(to be served concurrently with each other)

The defendant must report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not commit another federal, state or local crime.

The defendant shall not unlawfully possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as determined by the court.

- The above drug testing condition is suspended, based on the court's determination that the defendant poses a low risk of future substance abuse. (Check if applicable.)
- The defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon. (Check if applicable.)
- The defendant shall cooperate in the collection of DNA as directed by the probation officer. (Check if applicable.)
- The defendant shall comply with the requirements of the Sex Offender Registration and Notification Act (42 U.S.C. § 16901, et seq.) as directed by the probation officer, the Bureau of Prisons, or any State sex offender registration agency in which he or she resides, works, is a student, or was convicted of a qualifying offense. (Check if applicable.)
- The defendant shall participate in an approved program for domestic violence. (Check if applicable.)

If this judgment imposes a fine or restitution, it is a condition of supervised release that the defendant pay in accordance with the Schedule of Payments sheet of this judgment.

The defendant must comply with the standard conditions that have been adopted by this court as well as with any additional conditions on the attached page.

### STANDARD CONDITIONS OF SUPERVISION

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation, unless excused by the probation officer for schooling, training, or other acceptable reason;
- 6) the defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substance or any paraphernalia related to any controlled substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or special agent of a law enforcement agency without the permission of the court; and
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirements.

AO 245B (Rev. 10/15) Judgment in a Criminal Case  
Sheet 3C - Supervised Release

Case: 3:15-cr-00697 Document: 37 Filed: 07-21-2019 Page 4 of 6

Judgment - Page 3A of 5

DEFENDANT: YONNEDIL CARROR-TORRES  
CASE NUMBER: 3:15-cr-00697-1(FAB)

### SPECIAL CONDITIONS OF SUPERVISION

1. He shall observe the standard conditions of supervised release recommended by the United States Sentencing Commission and adopted by this Court.
2. He shall not commit another Federal, state or local crime.
3. He shall not possess firearms, destructive devices, or other dangerous weapons.
4. He shall not possess controlled substances unlawfully.
5. He shall not use controlled substances unlawfully, and shall submit to a drug test within fifteen (15) days of release from imprisonment; after his release, defendant shall submit to random drug testing, not less than three (3) samples during the supervision period, but not more than 104 samples each year, in accordance with the Drug Atticcare Program Policy of the United States Probation Office, as has been approved by this Court. If the illegal use of controlled substances is detected in any sample, defendant shall participate in an inpatient or an outpatient substance abuse treatment program, for evaluation or treatment, as arranged by the Probation Officer; payment shall be based on his ability to pay or the availability of payments by third parties, as approved by the Court.
6. He shall participate in an approved mental health treatment program for evaluation and to determine if treatment is necessary. If treatment is necessary, it will be arranged by the Probation Officer in consultation with the treatment provider; the modality, duration and intensity of treatment will be based on the needs and needs identified. Defendant will contribute to the costs of those services, based on his ability to pay or the availability of payments by third parties.
7. He shall complete his high school education and shall participate in vocational training and a job placement program, as recommended by the U.S. Probation Officer.
8. He shall provide the Probation Officer access to any financial information upon request.
9. He shall submit himself and his property, house, residence, vehicle, office papers, effects, computers and other electronic communications or data storage devices or media to a search, at any time, with or without a warrant, by a probation officer, and if necessary, with the assistance of any other law enforcement officer, but only in the lawful discharge of the supervision functions of the probation officer, who must have a reasonable suspicion of contraband, or of evidence of a violation of a condition of supervised release. The probation officer may seize any electronic communication or electronic device or medium which will be subject to further forensic investigation or analysis. Failure to submit to a search or permit a seizure may be grounds for revocation of supervised release. The defendant shall warn any other resident or occupant that the premises may be subject to searches pursuant to this condition.
10. He shall cooperate in the collection of a DNA sample, pursuant to the Revised DNA Collection Requirements and Title 18, U.S. Code Sec. 3563(a)(9).

Case: 3:15-cr-v0697, Document: 37, Filed: 07-21-2010, Page 5 of 6

AO 245B (Rev. 10/15) Judgment in a Criminal Case  
Sheet 5 - Criminal Monetary Penalties

Judgment - Page 4 of 5

DEFENDANT: YONNEDIL CARROR-TORRES

CASE NUMBER: 3:15-cr-00697-1(FAB)

**CRIMINAL MONETARY PENALTIES**

The defendant must pay the total criminal monetary penalties under the schedule of payments on Sheet 6.

<u>Assessment</u>	<u>Fine</u>	<u>Restitution</u>
TOTALS \$ 200.00	\$ 0.00	\$ 7,040.00

The determination of restitution is deferred until \_\_\_\_\_. An *Amended Judgment in a Criminal Case* (AO 245C) will be entered

after such determination.

The defendant must make restitution (including community restitution) to the following payees in the amount listed below.

If the defendant makes a partial payment, each payee shall receive an approximately proportioned payment, unless specified otherwise in the priority order or percentage payment column below. However, pursuant to 18 U.S.C. § 3664(i), all nonfederal victims must be paid before the United States is paid.

<u>Name of Payee</u>	<u>Total Loss*</u>	<u>Restitution Ordered</u>	<u>Priority or Percentage</u>
Clerk, U.S. District Court Puerto Rico		\$7,040.00	

for transfer to victim EPC.

TOTALS \$ 0.00 \$ 7,040.00

Restitution amount ordered pursuant to plea agreement: \$ \_\_\_\_\_

The defendant must pay interest on restitution and a fine of more than \$2,500, unless the restitution or fine is paid in full before the fifteenth day after the date of the judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options on Sheet 6 may be subject to penalties for delinquency and default, pursuant to 18 U.S.C. § 3612(g).

The court determined that the defendant does not have the ability to pay interest and it is ordered that:

the interest requirement is waived for the  fine  restitution.

the interest requirement for the  fine  restitution is modified as follows:

\* Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994, but before April 23, 1996.

AO 245B (Rev. 10/15) Judgment & Sentence  
Sheet 6 - Schedule of Payments

Case: 3:15-cr-00697 Document: 37 Filed: 07-21-2016 Page: 6 of 6  
**DEFENDANT:** YONNEDEHL CARROR-TORRES  
**CASE NUMBER:** 3:15-cr-00697-1(FAB)

Judgment Page 5 of 5

### SCHEDULE OF PAYMENTS

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties is due as follows:

- A  Lump sum payment of \$ 7,240.00 due immediately, balance due:  
 not later than \_\_\_\_\_, or  
 in installments:  C,  D,  E, or  F below; or
- B  Payment to begin immediately (may be combined with  C,  D, or  F below); or
- C  Payment in equal \_\_\_\_\_ (e.g., weekly, monthly, quarterly) installments of \$ \_\_\_\_\_ over a period of \_\_\_\_\_ (e.g., months or years), to commence \_\_\_\_\_ (e.g., 30 or 60 days) after the date of this judgment; or
- D  Payment in equal \_\_\_\_\_ (e.g., weekly, monthly, quarterly) installments of \$ \_\_\_\_\_ over a period of \_\_\_\_\_ (e.g., months or years), to commence \_\_\_\_\_ (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or
- E  Payment during the term of supervised release will commence within \_\_\_\_\_ (e.g., 30 or 60 days after release from imprisonment). The court will set the payment plan based on an assessment of the defendant's ability to pay at that time; or
- F  Special instructions regarding the payment of criminal monetary penalties:

Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the clerk of the court.

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

- Joint and Several**

Defendant and Co-Defendant Names and Case Numbers (including defendant number), Total Amount, Joint and Several Amount, and corresponding payee, if appropriate:

- The defendant shall pay the cost of prosecution.  
 The defendant shall pay the following court costs(a).  
 The defendant shall forfeit the defendant's interest in the following property to the United States:

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) fine principal, (5) fine interest, (6) community restitution, (7) penalties, and (8) costs, including cost of prosecution and court costs.



**U.S. Department of Justice  
Federal Bureau of Prisons**

**P R O G R A M S T A T E M E N T**

OPI: OGC/LIT  
NUMBER: 1330.18  
DATE: January 6, 2014

## **Administrative Remedy Program**

/s/

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Director, Federal Bureau of Prisons

### **1. PURPOSE AND SCOPE §542.10**

**a. Purpose.** The purpose of the Administrative Remedy Program is to allow an inmate to seek formal review of an issue relating to any aspect of his/her own confinement. An inmate may not submit a Request or Appeal on behalf of another inmate.

Inmates seeking a formal review of issues relating to sexual abuse should use the regulations promulgated by the Department of Justice under the Prison Rape Elimination Act, 42 U.S.C. § 15606, et seq. These procedures are provided in Section 16 of this Program Statement.

**b. Scope.** This Program applies to all inmates in institutions operated by the Bureau of Prisons, to inmates designated to contract Community Corrections Centers (CCCs) under Bureau of Prisons responsibility, and to former inmates for issues that arose during their confinement. This Program does not apply to inmates confined in other non-federal facilities.

The president of a recognized inmate organization may submit a request on behalf of that organization regarding an issue that specifically affects that organization.

**c. Statutorily-mandated Procedures.** There are statutorily-mandated procedures in place for Tort claims (28 CFR 543, subpart C), Inmate Accident Compensation claims (28 CFR 301), and Freedom of Information Act or Privacy Act requests (28 CFR 513, subpart D). If an inmate raises an issue in a request or appeal that cannot be resolved through the Administrative Remedy Program, the Bureau will refer the inmate to the appropriate statutorily-mandated procedures.

**Federal Regulations from 28 CFR are shown in this type.**  
Implementing instructions are shown in this type.

**2. PROGRAM OBJECTIVES.** The expected results of this program are:

- A procedure will be available by which inmates will be able to have any issue related to their incarceration formally reviewed by high-level Bureau officials.
- Each request, including appeals, will be responded to within the time frames allowed.
- A record of Inmate Administrative Remedy Requests and Appeals will be maintained.
- Bureau policies will be more correctly interpreted and applied by staff.

**3. DIRECTIVES AFFECTED**

**a. Directive Rescinded**

P1330.17      Administrative Remedy Program (8/20/2012)

**b. Directives Referenced**

P1320.06	Federal Tort Claims Act (8/1/03)
P4500.08	Trust Fund/Deposit Fund Manual (5/4/12)
P5212.07	Control Unit Programs (2/20/01)
P5214.04	HIV Positive Inmates Who Pose Danger to Other, Procedures for Handling of (2/4/98)
P5264.08	Inmate Telephone Regulations (1/24/08)
P5270.09	Inmate Discipline Program (7/8/11)
P5324.11	Sexually Abusive Behavior Prevention and Intervention Program (12/31/13)
P5890.13	SENTRY - National On-Line Automated Information System (12/14/99)

28 CFR 301 Inmate Accident Compensation

28 CFR 16.10 Fees (for records requested pursuant to the Freedom of Information Act (FOIA))

c. Rules cited in this Program Statement are contained in 28 CFR 542.10 through 542.19; and 28 CFR Part 115 – Prison Rape Elimination Act National Standards

**4. STANDARDS REFERENCED**

- American Correctional Association 3rd Edition Standards for Adult Correctional Institutions: 3-4236 and 3-4271
- American Correctional Association 3rd Edition Standards for Adult Local Detention Facilities: 3-ALDF-3C-22, and 3-ALDF-3E-11 5.

**5. RESPONSIBILITY §542.11**

**a. The Community Corrections Manager (CCM), Warden, Regional Director, and General Counsel are responsible for the implementation and operation of the Administrative Remedy Program at the Community Corrections Center (CCC), institution, regional and Central Office levels, respectively, and shall:**

**(1) Establish procedures for receiving, recording, reviewing, investigating and responding to Administrative Remedy Requests (Requests) or Appeals (Appeals) submitted by an inmate;**

See Section 13 for further information on remedy processing, including use of SENTRY.

**(2) Acknowledge receipt of a Request or Appeal by returning a receipt to the inmate;**

The receipt is generated via SENTRY.

**(3) Conduct an investigation into each Request or Appeal;**

**(4) Respond to and sign all Requests or Appeals filed at their levels. At the regional level, signatory authority may be delegated to the Deputy Regional Director. At the Central Office level, signatory authority may be delegated to the National Inmate Appeals Administrator. Signatory authority extends to staff designated as acting in the capacities specified in this §542.11, but may not be further delegated without the written approval of the General Counsel.**

§ 542.11 refers to Section 5 of this Program Statement.

For purposes of this Program Statement, the term “institution” includes Community Corrections Centers (CCCs); the term “Warden” includes Camp Superintendents and Community Corrections Managers (CCMs) for Requests filed by CCC inmates; and the term “inmate” includes a former inmate who is entitled to use this program.

(5) The Warden shall appoint one staff member, ordinarily above the department head level, as the Administrative Remedy Coordinator (Coordinator) and one person to serve as Administrative Remedy Clerk (Clerk). The Regional Director and the National Inmate Appeals Administrator, Office of General Counsel, shall be advised of these appointees and any subsequent changes.

To coordinate the regional office program, each Regional Director shall also appoint an Administrative Remedy Coordinator of at least the Regional Administrator level, ordinarily the Regional Counsel, and an Administrative Remedy Clerk. The National Inmate Appeals Administrator, Office of General Counsel, shall be advised of these appointees and any subsequent changes.

(6) The Administrative Remedy Coordinator shall monitor the program’s operation at the Coordinator’s location and shall ensure that appropriate staff (e.g., Clerk, unit staff) have the knowledge needed to operate the procedure. The Coordinator is responsible for signing any rejection notices and ensuring the accuracy of SENTRY entries; e.g., abstracts, subject codes, status codes, and dates. The Coordinator also shall serve as the primary point of contact for the Warden or Regional Director in discussions of Administrative Remedies appealed to higher levels.

(7) The Administrative Remedy Clerk shall be responsible for all clerical processing of Administrative Remedies, for accurately maintaining the SENTRY index, and for generating SENTRY inmate notices.

(8) The Unit Manager is responsible for ensuring that inmate notices (receipts, extension notices, and receipt disregard notices from institutions, regions and the Central Office) are printed and delivered daily for inmates in their units and for deleting those notices from

SENTRY promptly after delivery to the inmate. CCMs are responsible for this function for inmates under their supervision.

**b. Inmates have the responsibility to use this Program in good faith and in an honest and straightforward manner.**

**6. RESERVED**

**7. INFORMAL RESOLUTION §542.13**

**a. Informal Resolution. Except as provided in §542.13(b), an inmate shall first present an issue of concern informally to staff, and staff shall attempt to informally resolve the issue before an inmate submits a Request for Administrative Remedy. Each warden shall establish procedures to allow for the informal resolution of inmate complaints.**

The Warden is responsible for ensuring that effective informal resolution procedures are in place and that good faith attempts at informal resolution are made in an orderly and timely manner by both inmates and staff. These procedures may not operate to limit inmate access to formal filing of a Request.

**b. Exceptions. Inmates in CCCs are not required to attempt informal resolution. An informal resolution attempt is not required prior to submission to the regional or Central Office as provided for in §542.14(d) of this part. An informal resolution attempt may be waived in individual cases at the Warden or institution Administrative Remedy Coordinator's discretion when the inmate demonstrates an acceptable reason for bypassing informal resolution.**

For example, the Warden may waive informal resolution for Unit Discipline Committee (UDC) appeals, or when informal resolution is deemed inappropriate due to the issue's sensitivity.

Although not mandatory, inmates may attempt informal resolution of DHO decisions. See the Program Statement **Inmate Discipline Program**.

**8. INITIAL FILING §542.14**

**a. Submission. The deadline for completion of informal resolution and submission of a formal written Administrative Remedy Request, on the appropriate form (BP-9), is 20 calendar days following the date on which the basis for the Request occurred.**

In accord with the settlement in *Washington v. Reno*, and for such period of time as this settlement remains in effect, the deadline for completing informal resolution and submitting a formal written Administrative Remedy Request, on the appropriate form (BP-9) (BP-229), for a disputed telephone charge, credit, or telephone service problem for which the inmate requests reimbursement to his/her telephone account, is 120 days from the date of the disputed telephone charge, credit, or telephone service problem.

Administrative Remedy Requests concerning telephone issues that do not involve billing disputes or requests for refunds for telephone service problems (such as Administrative Remedy

Requests concerning telephone privileges, telephone lists, or telephone access) are governed by the 20-day filing deadline.

**b. Extension. Where the inmate demonstrates a valid reason for delay, an extension in filing time may be allowed. In general, valid reason for delay means a situation which prevented the inmate from submitting the request within the established time frame. Valid reasons for delay include the following: an extended period in-transit during which the inmate was separated from documents needed to prepare the Request or Appeal; an extended period of time during which the inmate was physically incapable of preparing a Request or Appeal; an unusually long period taken for informal resolution attempts; indication by an inmate, verified by staff, that a response to the inmate's request for copies of dispositions requested under §542.19 of this part was delayed.**

Ordinarily, the inmate should submit written verification from staff for any claimed reason for delay.

If an inmate requests an Administrative Remedy form but has not attempted informal resolution, staff should counsel the inmate that informal resolution is ordinarily required. If the inmate nevertheless refuses to present a request informally, staff should provide the form for a formal Request. Upon receipt of the inmate's submission, the Coordinator shall accept the Request if, in the Coordinator's discretion, informal resolution was bypassed for valid reasons, or may reject it if there are no valid reasons for bypassing informal resolution.

**c. Form**

**(1) The inmate shall obtain the appropriate form from CCC staff or institution staff (ordinarily, the correctional counselor).**

The following forms are appropriate:

- Request for Administrative Remedy, Form BP-9 (BP-229), is appropriate for filing at the institution.
- Regional Administrative Remedy Appeal, Form BP-10 (BP-230), is appropriate for submitting an appeal to the regional office.
- Central Office Administrative Remedy Appeal, Form BP-11 (BP-231), is appropriate for submitting an appeal to the Central Office.

**(2) The inmate shall place a single complaint or a reasonable number of closely related issues on the form. If the inmate includes on a single form multiple unrelated issues, the submission shall be rejected and returned without response, and the inmate shall be advised to use a separate form for each unrelated issue. For DHO and UDC appeals, each separate incident report number must be appealed on a separate form.**

Placing a single issue or closely related issues on a single form facilitates indexing, and promotes efficient, timely and comprehensive attention to the issues raised.

(3) The inmate shall complete the form with all requested identifying information and shall state the complaint in the space provided on the form. If more space is needed, the inmate may use up to one letter-size (8 1/2" by 11") continuation page.

The inmate must provide an additional copy of any continuation page. The inmate must submit one copy of supporting exhibits. Exhibits will not be returned with the response. Because copies of exhibits must be filed for any appeal (see § 542.15 (b) (3)), the inmate is encouraged to retain a copy of all exhibits for his or her personal records.

(4) The inmate shall date and sign the Request and submit it to the institution staff member designated to receive such Requests (ordinarily a correctional counselor). CCC inmates may mail their Requests to the CCM.

d. Exceptions to Initial Filing at Institution

(1) **Sensitive Issues.** If the inmate reasonably believes the issue is sensitive and the inmate's safety or well-being would be placed in danger if the Request became known at the institution, the inmate may submit the Request directly to the appropriate Regional Director. The inmate shall clearly mark "Sensitive" upon the Request and explain, in writing, the reason for not submitting the Request at the institution. If the Regional Administrative Remedy Coordinator agrees that the Request is sensitive, the Request shall be accepted. Otherwise, the Request will not be accepted, and the inmate shall be advised in writing of that determination, without a return of the Request. The inmate may pursue the matter by submitting an Administrative Remedy Request locally to the Warden. The Warden shall allow a reasonable extension of time for such a resubmission.

(2) **DHO Appeals.** DHO appeals shall be submitted initially to the Regional Director for the region where the inmate is currently located.

See the Program Statement **Inmate Discipline Program**.

(3) **Control Unit Appeals.** Appeals related to Executive Panel Reviews of Control Unit placement shall be submitted directly to the General Counsel.

See the Program Statement **Control Unit Programs**.

(4) **Controlled Housing Status Appeals.** Appeals related to the Regional Director's review of controlled housing status placement may be filed directly with the General Counsel.

See the Program Statement **Procedures for Handling HIV Positive Inmates Who Pose Danger to Other**.

9. **APPEALS § 542.15**

a. **Submission.** An inmate who is not satisfied with the Warden's response may submit an Appeal on the appropriate form (BP-10) to the appropriate Regional

**Director within 20 calendar days of the date the Warden signed the response. An inmate who is not satisfied with the Regional Director's response may submit an Appeal on the appropriate form (BP-11) to the General Counsel within 30 calendar days of the date the Regional Director signed the response. When the inmate demonstrates a valid reason for delay, these time limits may be extended. Valid reasons for delay include those situations described in §542.14(b) of this part. Appeal to the General Counsel is the final administrative appeal.**

These deadlines specify the date of the Appeal's receipt in the regional office or the Central Office. The deadlines have been made deliberately long to allow sufficient mail time. Inmates should mail their Appeals promptly after receiving a response to ensure timely receipt. Ordinarily, the inmate must submit written verification from institution staff for any reason for delay that cannot be verified through SENTRY.

In many cases, courts require a proper Appeal to the General Counsel before an inmate may pursue the complaint in court.

**b. Form**

**(1) Appeals to the Regional Director shall be submitted on the form designed for regional Appeals (BP-10) and accompanied by one complete copy or duplicate original of the institution Request and response. Appeals to the General Counsel shall be submitted on the form designed for Central Office Appeals (BP-11) and accompanied by one complete copy or duplicate original of the institution and regional filings and their responses. Appeals shall state specifically the reason for appeal.**

**(2) An inmate may not raise in an Appeal issues not raised in the lower level filings. An inmate may not combine Appeals of separate lower level responses (different case numbers) into a single Appeal.**

**(3) An inmate shall complete the appropriate form with all requested identifying information and shall state the reasons for the Appeal in the space provided on the form. If more space is needed, the inmate may use up to one letter-size (8 1/2" x 11") continuation page. The inmate shall provide two additional copies of any continuation page and exhibits with the regional Appeal, and three additional copies with an Appeal to the Central Office (the inmate is also to provide copies of exhibits used at the prior level(s) of appeal). The inmate shall date and sign the Appeal and mail it to the appropriate Regional Director, if a Regional Appeal, or to the National Inmate Appeals Administrator, Office of General Counsel, if a Central Office Appeal (see 28 CFR part 503 for addresses of the Central Office and Regional Offices).**

**c. Processing.** The appropriate regional office to process the Appeal is the regional office for the institution where the inmate is confined at the time of mailing the Appeal, regardless of the institution that responded to the institution filing.

## 10. ASSISTANCE §542.16

- a. An inmate may obtain assistance from another inmate or from institution staff in preparing a Request or an Appeal. An inmate may also obtain assistance from outside sources, such as family members or attorneys. However, no person may submit a Request or Appeal on the inmate's behalf, and obtaining assistance will not be considered a valid reason for exceeding a time limit for submission unless the delay was caused by staff.
- b. Wardens shall ensure that assistance is available for inmates who are illiterate, disabled, or who are not functionally literate in English. Such assistance includes provision of reasonable accommodation in order for an inmate with a disability to prepare and process a Request or an Appeal.

For example, Wardens must ensure that staff (ordinarily unit staff) provide assistance in the preparation or submission of an Administrative Remedy or an Appeal upon being contacted by such inmates that they are experiencing a problem.

## 11. RESUBMISSION §542.17

- a. **Rejections.** The Coordinator at any level (CCM, institution, region, Central Office) may reject and return to the inmate without response a Request or an Appeal that is written by an inmate in a manner that is obscene or abusive, or does not meet any other requirement of this part.
- b. **Notice.** When a submission is rejected, the inmate shall be provided a written notice, signed by the Administrative Remedy Coordinator, explaining the reason for rejection. If the defect on which the rejection is based is correctable, the notice shall inform the inmate of a reasonable time extension within which to correct the defect and resubmit the Request or Appeal.

(1) **Sensitive Submissions.** Submissions for inmate claims which are too sensitive to be made known at the institution are not to be returned to the inmate. Only a rejection notice will be provided to the inmate. However, other rejected submissions ordinarily will be returned to the inmate with the rejection notice.

(2) **Defects.** Defects such as failure to sign a submission, failure to submit the required copies of a Request, Appeal, or attachments, or failure to enclose the required single copy of lower level submissions are examples of correctable defects.

Ordinarily, five calendar days from the date of the notice to the inmate is reasonable for resubmission at the institution level; at least 10 calendar days at the CCM or regional offices; and 15 calendar days at the Central Office.

(3) **Criteria for Rejection.** When deciding whether to reject a submission, Coordinators, especially at the institution level, should be flexible, keeping in mind that major purposes of this Program are to solve problems and be responsive to issues inmates raise. Thus, for example, consideration should be given to accepting a Request or Appeal that raises a sensitive or

problematic issue, such as medical treatment, sentence computation, or staff misconduct, even though that submission may be somewhat untimely.

**c. Appeal of Rejections. When a Request or Appeal is rejected and the inmate is not given an opportunity to correct the defect and resubmit, the inmate may appeal the rejection, including a rejection on the basis of an exception as described in §542.14 (d), to the next appeal level. The Coordinator at that level may affirm the rejection, may direct that the submission be accepted at the lower level (either upon the inmate's resubmission or direct return to that lower level), or may accept the submission for filing. The inmate shall be informed of the decision by delivery of either a receipt or rejection notice.**

## 12. RESPONSE TIME §542.18

**If accepted, a Request or Appeal is considered filed on the date it is logged into the Administrative Remedy Index as received. Once filed, response shall be made by the Warden or CCM within 20 calendar days; by the Regional Director within 30 calendar days; and by the General Counsel within 40 calendar days. If the Request is determined to be of an emergency nature which threatens the inmate's immediate health or welfare, the Warden shall respond not later than the third calendar day after filing. If the time period for response to a Request or Appeal is insufficient to make an appropriate decision, the time for response may be extended once by 20 days at the institution level, 30 days at the regional level, or 20 days at the Central Office level. Staff shall inform the inmate of this extension in writing. Staff shall respond in writing to all filed Requests or Appeals. If the inmate does not receive a response within the time allotted for reply, including extension, the inmate may consider the absence of a response to be a denial at that level.**

The date a Request or an Appeal is received in the Administrative Remedy index is entered into SENTRY as the "Date Rcv", and should be the date it is first received and date-stamped in the Administrative Remedy Clerk's office. Notice of extension ordinarily is made via SENTRY notice.

## 13. REMEDY PROCESSING

**a. Receipt.** Upon receiving a Request or Appeal, the Administrative Remedy Clerk shall stamp the form with the date received, log it into the SENTRY index as received on that date, and write the "Remedy ID" as assigned by SENTRY on the form. Once a submission is entered into the system, any subsequent submissions or appeals of that case shall be entered into SENTRY using the same Case Number. The "Case Number" is the purely numerical part of the "Remedy ID" which precedes the hyphen and "Submission ID."

All submissions received by the Clerk, whether accepted or rejected, shall be entered into SENTRY in accordance with the SENTRY Administrative Remedy Technical Reference Manual.

Sensitive issues, when the inmate claims that his or her safety or well-being would be placed in danger if it became known at the institution that the inmate was pursuing the issue, should be

withheld from logging in until answered and/or should be logged into SENTRY with sufficient vagueness as to subject code and abstract to accommodate the inmate's concerns.

A Request should be submitted and logged in at the institution where the inmate is housed at the time the inmate gives the Request to the counselor or other appropriate staff member. If the event(s) occurred at a previous institution, staff at that previous institution shall provide, promptly upon request, any investigation or other assistance needed by the institution answering the Request. If an inmate is transferred after giving the Request to a staff member, but before that Request is logged in or answered, the institution where the Request was first given to a staff member remains responsible for logging and responding to that Request.

**b. Investigation and Response Preparation.** The Clerk or Coordinator shall assign each filed Request or Appeal for investigation and response preparation. Matters in which specific staff involvement is alleged may not be investigated by either staff alleged to be involved or by staff under their supervision. Allegations of physical abuse by staff shall be referred to the Office of Internal Affairs (OIA) in accordance with procedures established for such referrals. Where appropriate; e.g., when OIA or another agency is assuming primary responsibility for investigating the allegations, the response to the Request or Appeal may be an interim response and need not be delayed pending the outcome of the other investigation.

Requests or Appeals shall be investigated thoroughly, and all relevant information developed in the investigation shall ordinarily be supported by written documents or notes of the investigator's findings. Notes should be sufficiently detailed to show the name, title, and location of the information provided, the date the information was provided, and a full description of the information provided. Such documents and notes shall be retained with the case file copy. When deemed necessary in the investigator's discretion, the investigator may request a written statement from another staff member regarding matters raised in the Request or Appeal. Requested staff shall provide such statements promptly. For a disciplinary Appeal, a complete copy of the appealed disciplinary actions record shall be maintained with the Appeal file copy.

**c. Responses.** Responses ordinarily shall be on the form designed for that purpose, and shall state the decision reached and the reasons for the decision. The first sentence or two of a response shall be a brief abstract of the inmate's Request or Appeal, from which the SENTRY abstract should be drawn. This abstract should be complete, but as brief as possible. The remainder of the response should answer completely the Request or Appeal, be accurate and factual, and contain no extraneous information. The response should be written to be released to any inmate and the general public under the Freedom of Information Act (FOIA) and the Privacy Act. Inmate names shall not be used in responses, and staff and other names may not be used unless absolutely essential.

Program Statements, Operations Memoranda, regulations, and statutes shall be referred to in responses whenever applicable, including section numbers on which the response relies.

**d. Response Time Limits.** Responses shall be made as required in Section 12 of this Program Statement.

**e. Index Completion.** When a response is completed, the Clerk shall update SENTRY in accordance with the SENTRY Administrative Remedy Manual and the instructions in

Attachment A. Particular attention should be paid to updating the status date, code, and reason, and to making any changes to the subject code and abstract indicated by the Coordinator or by the response drafter. The abstract shall be taken from the response's first paragraph.

Abbreviations may be liberally used, as long as they are easily understood, to allow as complete a description of the issue in the 50 characters allotted. For consistency, the Administrative Remedy Coordinator shall approve the closing entry, including the subject codes, status code and reason, and abstract, before the closing entry is made by the Clerk.

f. **Response Distribution.** For an institution response, one copy of the complete Request and response shall be maintained in the Warden's Administrative Remedy File together with all supporting material. Three copies shall be returned to the inmate. An inmate who subsequently appeals to the regional or Central Office shall submit one copy with each appeal.

One copy of a Regional Appeal and response shall be retained at the regional office. One copy shall be sent to the Warden at the original filing location. The remaining two copies shall be returned to the inmate; one to submit in case of subsequent appeal to the Central Office, and one to retain.

One copy of a Central Office Appeal and response will be returned to the inmate. One copy will be retained in the Central Office Administrative Remedy File, one copy will be forwarded to the regional office where the Regional Appeal was answered, and one to the Warden's Administrative Remedy File at the original filing location.

g. **File Maintenance.** The Warden's Administrative Remedy File and Administrative Remedy Files at the Regional Offices and Central Office shall be maintained in a manner that assures case files are readily accessible to respond to inquiries from Federal Bureau of Prisons staff, inmates, and the public. Institutions shall file Regional and Central Office response copies with the inmate's institution submission copy. Regional offices shall file copies of Central Office responses with the inmate's Regional Appeal file. Each location shall maintain copies of supporting material and investigation notes with the case file.

When a Regional or Central Office Appeal was not preceded by a lower level filing, the institution and regional copies shall be filed at the institution and region having responsibility for the inmate at the time of response.

To provide information and feedback, Wardens and Regional Directors are encouraged to route response file copies from subsequent appeal levels to the Coordinator and the appropriate department head or person who investigated and drafted the response at their respective levels.

#### 14. ACCESS TO INDEXES AND RESPONSES §542.19

**Inmates and members of the public may request access to Administrative Remedy indexes and responses, for which inmate names and Register Numbers have been removed, as indicated below. Each institution shall make available its index, and the indexes of its regional office and the Central Office. Each regional office shall make available its index, the indexes of all institutions in its region, and the index of the Central Office. The Central Office shall make available its index and the indexes of all institutions and regional offices. Responses may be requested from the location where they are maintained and must be identified by**

**Remedy ID number as indicated on an index. Copies of indexes or responses may be inspected during regular office hours at the locations indicated above, or may be purchased in accordance with the regular fees established for copies furnished under the Freedom of Information Act (FOIA).**

At present, fees are detailed in 28 CFR § 16.10, which specifies a charge of \$.10 per page duplicated and no charge for the first 100 pages. Staff shall forward funds received for purchase of index and response copies to the FOIA/Privacy Act Section, Office of General Counsel, Central Office.

Any location may produce its index or that of another location by making the appropriate entries on a SENTRY retrieval transaction, and specifying the “SAN” (sanitized) output format.

## **15. RECORDS MAINTENANCE AND DISPOSAL**

- a. **Disposal Authority.** The authority for Administrative Remedy records disposal is the “job number” NC1-129-83-07 provided by the National Archives.
- b. **Administrative Remedy Indexes.** SENTRY Administrative Remedy indexes shall be maintained in computer-accessible form for 20 years, then destroyed. Pre-SENTRY indexes shall be maintained at the site of creation for 20 years, then destroyed.
- c. **Administrative Remedy Case Files.** Administrative Remedy Case Files shall be destroyed three full years after the year in which the cases were completed (i.e., response completed). For cases submitted since implementation of the SENTRY module (July 1990), at the end of each calendar year (beginning at end of 1993), run SENTRY index retrieval transactions to identify the lowest case number for cases answered (status = cl\* and status date in the appropriate range) during the calendar year ended three years previously. Cases below that number must be destroyed. Thus, cases answered in 1990 would be destroyed at the end of 1993; cases answered in 1991 would be destroyed at the end of 1994, etc.

To identify the lowest case number for cases answered during a given year, it may be necessary to check indexes with “Date Received” in the year in question as well as those with “Date Received” in the previous year.

Cases maintained under the pre-SENTRY numbering and filing system should be destroyed according to the following schedule:

<b>YEAR OF CASE #</b>	<b>DESTROY AT END OF</b>
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## **16. ADMINISTRATIVE REMEDY PROCEDURES UNDER THE PRISON RAPE ELIMINATION ACT (PREA)**

Title 42 U.S.C. §15607 (a) required the Attorney General to publish a final rule adopting national standards for the detection, prevention, reduction, and punishment of prison rape. Title 42 USC § 15607(b) states that the national standards shall apply immediately to the Federal Bureau of Prisons upon adoption of the final rule. The final rule is published in Title 28 C.F.R. Part 115. This section only addresses administrative remedy procedures in relation to issues of sexual

abuse, and shall not constitute the sole response of the agency to allegations of sexual abuse. Appropriate steps to address the safety and security of inmates shall be made in accordance with the other provisions of the PREA regulations, and the Program Statement **Sexually Abusive Behavior Prevention and Intervention Program**.

**§115.52 Exhaustion of administrative remedies.**

**(a) An agency shall be exempt from this standard if it does not have administrative procedures to address inmate grievances regarding sexual abuse.**

The Federal Bureau of Prisons has an administrative remedy system, and therefore section 115.52 (a) does not apply. The following sections, 115.52 (b) through 115.52 (g), apply to inmates seeking a formal review of issues relating to sexual abuse. For any issue not specified in sections 115.52 (b) through 115.52 (g) below, the administrative remedy system outlined in Sections 1 through 15 of this Program Statement applies.

**(b)(1) The agency shall not impose a time limit on when an inmate may submit a grievance regarding an allegation of sexual abuse.**

“Sexual abuse” is defined for the purposes of this section in 28 C.F.R. § 115.6, as referenced in the Bureau’s policy on Sexually Abusive Behavior Prevention and Intervention Program.

Administrative remedies regarding allegations of sexual abuse may be filed at any time. For all other issues, the 20 calendar day period specified in Section 8 of this Program Statement shall be followed. Accordingly, administrative remedies regarding an allegation of sexual abuse shall not be rejected as untimely under Section 11 of this Program Statement, above.

Once filed, the inmate should follow the time requirements for appeal, as stated in Section 9 of this Program Statement, above.

**(2) The agency may apply otherwise-applicable time limits on any portion of a grievance that does not allege an incident of sexual abuse.**

If the inmate includes on a single form multiple unrelated issues, the portion of the administrative remedy regarding allegations of sexual abuse should be accepted and processed. The inmate shall be advised to use a separate form for each unrelated issue.

**(3) The agency shall not require an inmate to use any informal grievance process, or to otherwise attempt to resolve with staff, an alleged incident of sexual abuse.**

Inmates are not required to attempt informal resolution under Section 7 of this Program Statement, above, regarding allegations of sexual abuse.

**(4) Nothing in this section shall restrict the agency’s ability to defend against an inmate lawsuit on the ground that the applicable statute of limitations has expired.**

**(c) The agency shall ensure that**

- (1) an inmate who alleges sexual abuse may submit a grievance without submitting it to a staff member who is the subject of the complaint, and**
- (2) such grievance is not referred to a staff member who is the subject of the complaint.**

Matters in which specific staff involvement is alleged may not be investigated by either staff alleged to be involved or by staff under their supervision. Allegations of physical abuse by staff shall be referred to the Office of Internal Affairs (OIA) in accordance with procedures established for such referrals. Where appropriate, e.g., when OIA or another agency is assuming primary responsibility for investigating the allegations, the response to the Request or Appeal may be an interim response and need not be delayed pending the outcome of the other investigation.

**(d)(1) The agency shall issue a final agency decision on the merits of any portion of a grievance alleging sexual abuse within 90 days of the initial filing of the grievance.**

- (2) Computation of the 90-day time period shall not include time consumed by inmates during the course of an administrative appeal.**
- (3) The agency may claim an extension of time to respond, of up to 70 days, if the normal time period for response is insufficient to make an appropriate decision. The agency shall notify the inmate in writing of any such extension and provide a date by which a decision will be made.**
- (4) At any level of the administrative process, including the final level, if the inmate does not receive a response within the time allotted for reply, including any properly-noticed extension, the inmate may consider the absence of a response to be a denial at that level.**

Time frames in this section are consistent with Section 12 of this Program Statement, above.

**(e)(1) Third parties, including fellow inmates, staff members, family members, attorneys, and outside advocates, shall be permitted to assist inmates in filing requests for administrative remedies relating to allegations of sexual abuse, and shall also be permitted to file such requests on behalf of inmates.**

- (2) If a third party files such a request on behalf of an inmate, the facility may require as a condition of processing the request that the alleged victim agree to have the request filed on his or her behalf, and may also require the alleged victim to personally pursue any subsequent steps in the administrative remedy process.**
- (3) If the inmate declines to have the request processed on his or her behalf, the agency shall document the inmate's decision.**

This section is applicable only to allegations of sexual abuse; inmates must personally file administrative remedies relating to other issues.

The inmate's approval of the remedy filed on his or her behalf shall be documented, and include the inmate's signature. An inmate's decision to decline to have the remedy processed on his or her behalf should also be documented, and include the inmate's signature. The documentation should be retained in the agency Administrative Remedy File at the appropriate level and on Sentry in accordance with Section 13 of this Program Statement.

Responses to third party remedies should be provided to the inmate who is the subject of the remedy.

An inmate is required to personally file any subsequent appeal. However, the inmate may receive assistance in preparing the appeal in accordance with Section 10 of this Program Statement, above.

**(f)(1) The agency shall establish procedures for the filing of an emergency grievance where an inmate is subject to a substantial risk of imminent sexual abuse.**

This section applies when an administrative remedy alleges a substantial risk of imminent sexual abuse. If a remedy meets both of these criteria, the remedy will receive expedited processing, as described below.

Section 12 of this Program Statement provides for an "emergency" administrative remedy as required by section 115.52(f). An expedited BP-9 (BP-229) response shall be provided if a remedy is determined to be of an emergency nature which threatens the inmate's immediate health or welfare. *See 28 C.F.R. § 542.18.*

The inmate shall clearly mark "Emergency" on the BP-9 (BP-229), and explain, in writing, the reason for filing as an emergency administrative remedy under this section.

If an inmate files an emergency administrative remedy with the Warden, the local Administrative Remedy Coordinator shall make a determination as to whether the remedy alleges a substantial risk of imminent sexual abuse. If the local Administrative Remedy Coordinator agrees that the administrative remedy meets the criteria for an emergency administrative remedy, the request shall be accepted, and receive expedited processing as stated below.

If the remedy is rejected for failing to meet the criteria of an emergency grievance under this section, a rejection notice will be provided to the inmate, and the remedy will be processed in accordance with the usual time frames indicated above.

**(2) After receiving an emergency grievance alleging an inmate is subject to a substantial risk of imminent sexual abuse, the agency shall immediately forward the grievance (or any portion thereof that alleges the substantial risk of imminent sexual abuse) to a level of review at which immediate corrective action may be taken, shall provide an initial response within 48 hours, and shall issue a final agency decision within five calendar days. The initial response and final agency decision shall document the agency's determination whether the inmate is in**

**substantial risk of imminent sexual abuse and the action taken in response to the emergency grievance.**

If an inmate files the emergency grievance with the institution under Section 12 of this Program Statement, above, alleging a substantial risk of imminent sexual abuse, an expedited BP-9 (BP-229) response shall be provided within 48 hours. Best efforts to provide BP-10 (BP-230) and BP-11 (BP-231) responses within five calendar days should also be made in accordance with the provisions on exhaustion referenced above. If the inmate does not receive a response within the time allotted for reply, the inmate may consider the absence of a response to be a denial at that level.

Inmates may also file “sensitive” administrative remedies under Section 8 of this Program Statement, above, regarding allegations of sexual abuse. If an inmate reasonably believes the issue is sensitive and the inmate’s safety or well-being would be placed in danger if the remedy became known at the institution, the inmate may submit the remedy directly to the appropriate Regional Director. *See 28 C.F.R. § 542.14 (d) (1).* “Sensitive” grievances should be processed in accordance with Section 8 and Section 11 of this Program Statement, and the expedited response times specified in this section do not apply.

**(g) The agency may discipline an inmate for filing a grievance related to alleged sexual abuse only where the agency demonstrates that the inmate filed the grievance in bad faith.**

The maintenance of an effective sexual abuse prevention policy, and general secure and orderly running of an institution, requires that inmates be held responsible for manipulative behavior and false allegations. Allegations of false reports will be considered by staff in accordance with the procedures and standards of the Inmate Discipline Program policy.

## **17. INSTITUTION SUPPLEMENT**

Each Warden shall forward a copy of any Institution Supplement developed to implement this Program Statement to the Regional Administrative Remedy Coordinator and to the National Inmate Appeals Administrator in the Central Office.

### *Records Retention Requirements*

Requirements and retention guidance for records and information applicable to this program are available in the Records and Information Disposition Schedule (RIDS) on Sallyport.



U.S. Department of Justice  
Memorandum  
Federal Bureau of Prisons

Correctional Programs Division

Central Office  
320 First Street, N.W.  
Washington, DC 20534

May 8, 2020

MEMORANDUM FOR CHIEF EXECUTIVE OFFICERS

FROM:   
Andrew Matevoussian, Acting Assistant Director  
Correctional Programs Division

**HUGH HURWITZ** Digitally signed by HUGH HURWITZ  
Date: 2020.05.08 15:57:01 -0400

Hugh J. Hurwitz, Assistant Director  
Reentry Services Division

SUBJECT: Home Confinement

In our continued effort to protect the health and safety of staff and inmates during the COVID-19 pandemic, it is imperative to review at-risk inmates for placement on home confinement. This memorandum provides updated guidance and direction and rescinds the memorandum dated April 22, 2020.

In accordance with the March 26, 2020, Memorandum, and to ensure the BOP is deploying its limited resources in the most effective manner, the following factors must be assessed to ensure inmates are suitable for home confinement:

- Reviewing the inmate's institutional discipline history for the last twelve months (Inmates who have received a 300 or 400 series incident report in the past 12 months may be referred for placement on Home Confinement, if in the Warden's judgement such placement does not create an undue risk to the community.)
- Ensuring the inmate has a verifiable release plan;
- Verifying the inmate's primary offense is not violent, a sex offense, or terrorism related;
- Confirming the inmate does not have a current detainer.

- Priority should be given to inmates residing in Low and Minimum security facilities;
- Inmates who have anything above a Minimum score not receiving priority treatment;
- And the age and vulnerability of the inmate to COVID-19, in accordance with the CDC guidelines

Home Confinement is generally prioritized for those inmates who have served a certain portion of their sentence, or who only have a relatively short amount of time remaining on their sentence. While these priority factors are subject to deviation in certain circumstances and are subject to revision as the situation progresses, we are currently prioritizing for consideration those inmates who either:

- have served 50% or more of their sentence,
- or have 18 months or less remaining on their sentence and have served 25% or more of their sentence.

If the Warden determines there is a need to refer an inmate for placement in the community due to COVID-19 risk factors who is outside of the criteria listed above. Then, the Warden should forward the Home Confinement referral to the Correctional Programs Division in Central Office for further review.

All inmates must be reviewed by the SIS Department at the referring facility to determine if the inmate has engaged in violent or gang-related activity in prison. Inmates who have received a 300 or 400 series incident report in the past 12 months may be referred for placement on Home Confinement.

Referrals must be made based on appropriateness for home confinement. Consideration should be given to whether the inmate has a verifiable reentry plan, which will prevent recidivism and maximize public safety; including verification, the conditions under which the inmate would be confined upon release would present a lower risk of contracting COVID-19.

All referrals should clearly document the review of the following:

- Specific type of release residence (House/Apt/Group home etc.),
- Who inmate will be living with,
- Any health concerns of individuals in the residence,
- Contact phone numbers of the inmate should he/she be placed on Home Confinement,

- Transportation plan as to how the inmate will be transferred to the Home Confinement location.

All the above information must be documented on the referral for Home Confinement prior to submission to the RRM Office.

Inmates will be screened by Health Services to determine if the inmate requires frequent and on-going medical care within the next 90 days, if frequent and on-going medical care is required then:

- Health Services staff will coordinate with Naphcare and RRMBs Health Services Specialists to determine if the inmates' medical needs can be met in the community at this time. Naphcare will set up follow up care prior to transfer. The inmate must transfer with AT LEAST 90 days of any prescribed medications.
- If inmates' medical needs cannot be met in the community, then the inmate will remain at BOP Facility.
- If inmates do not require frequent and on-going medical care then the referral will be processed.
- All the above information must be clearly documented on the referral for Home Confinement prior to submission to the RRM Office.
- Medical staff must add COVID specific risk factors to the medical (BEMR) exit summary.

Pregnant inmates should be considered for viability of placement in a community program to include Mothers and Infants Together (MINT) programs and Home Confinement.

If an inmate is referred for home confinement due to the COVID-19 pandemic, the Case Management Activity (CMA) assignment CV-COM-REF should be loaded.

Case Management Coordinators must track all inmates determined to be ineligible for Home Confinement or the Elderly Offender Pilot Program and enter the appropriate denial code in SENTRY. Reports outlining the reason for denial must be reported to BOP-CPD/Unit Management on a weekly basis by Monday at 2pm EST.

If you have any questions, please contact David Brewer, Acting Senior Deputy Assistant Director, Correctional Programs Division.



U.S. Department of Justice  
Memorandum  
Federal Bureau of Prisons

Correctional Programs Division

Central Office  
320 First Street, N.W.  
Washington, DC 20534

April 22, 2020

MEMORANDUM FOR CHIEF EXECUTIVE OFFICERS

FROM: Andre Matevosian, Acting Assistant Director  
Correctional Programs Division

Digitally signed by HUGH  
**HUGH HURWITZ**  
Date: 2020.04.22 14:17:15 -0400  
Hugh J. Hurwitz, Assistant Director  
Reentry Services Division

SUBJECT: Home Confinement

In an effort to protect the health and safety of staff and inmates during the COVID-19 pandemic, it has become imperative to review at-risk inmates for placement on home confinement. This memorandum provides additional guidance and direction and rescinds the memorandum dated April 3, 2020.

It should be noted that for public safety reasons, in accordance with the March 26, 2020, memorandum from the Attorney General, and to ensure BOP is deploying its limited resources in the most effective manner, the BOP is currently assessing the following factors to ensure inmates are suitable for home confinement:

- reviewing the inmate's institutional discipline history for the last twelve months;
- ensuring the inmate has a verifiable release plan;
- verifying the inmate's primary or prior offense history does not include violence, a sex offense, or terrorism related;
- confirming the inmate does not have a current detainer;
- reviewing the security level of the facility currently housing the inmate, with priority given to inmates residing in Low and Minimum security facilities;
- reviewing the inmate's score under PATTERN, with inmates who have anything above a minimum score not receiving priority treatment;

- and reviewing the age and vulnerability of the inmate to COVID-19, in accordance with the CDC guidelines.

In addition, and in order to prioritize its limited resources, BOP has generally prioritized for home confinement those inmates who served a certain portion of their sentences, or who only have a relatively short amount of time remaining on those sentences. While these priority factors are subject to deviation in the BOP's discretion in certain circumstances and are subject to revision as the situation progresses, at this time, the BOP is prioritizing for consideration those inmates who either:

- have served 50% or more of their sentences,
- or have 18 months or less remaining on their sentences and have served 25% or more of their sentences.

Additionally, pregnant inmates should be considered for viability of placement in a community program to include Mothers and Infants Together (MINT) programs and home confinement.

All inmates must be reviewed by the SIS Department at the referring facility to determine if the inmate has engaged in violent or gang-related activity in prison. Additionally, inmates must have maintained clear conduct for the past 12 months to be eligible.

Referrals must be made based on appropriateness for home confinement. Consideration should be given to whether the inmate has demonstrated a verifiable reentry plan that will prevent recidivism and maximize public safety, including verification that the conditions which the inmate would be confined upon release would present a lower risk of contracting COVID-19 than the inmate would face in his or her BOP facility.

All referrals should clearly document the review of the following:

- Unit Team staff will screen each inmate identified to determine if they have a viable release residence and ask questions specific to:
  - Specific type of release residence (House/Apt/Group home, etc.),
  - Who will the inmate live with,
  - Any health concerns of individuals in the residence,
  - Contact phone numbers should he/she be placed on home confinement,
  - Transportation plan as to how the inmate will be transferred to the home confinement location.

All the above information must be clearly documented on the referral for home confinement prior to submission to the RRM Office.

Inmates determined to have a viable release residence will be screened by Health Services and a determination made as to if the inmate requires frequent and on-going medical care within the next 90 days. If frequent and on-going medical care is required, then:

- Health Services staff will coordinate with Naphcare and RRMBs Health Services Specialists to determine if the inmate's medical needs can be met in the community at this time. Naphcare will set up follow-up care prior to the inmate's transfer. An inmate must transfer with AT LEAST 90 days of any prescribed medications.
- If the inmate's medical needs cannot be met in the community at this time, the inmate will remain at the BOP facility.
- If the inmate does not require frequent and on-going medical care, a referral to the community will be processed.
- All the above information must be clearly documented on the referral for home confinement prior to submission to the RRM Office.

Once an inmate is referred for home confinement due to the COVID-19 pandemic, the Case Management Activity (CMA) assignment **CV-COM-REF** should be loaded in SENTRY.

If the Warden determines there is a need to refer an inmate for placement in the community due to risk factors, or as a population management strategy during the pandemic; however, the inmate does not meet the above listed criteria, a packet should be forwarded to the Correctional Programs Division for further review. Packets should be sent to BOP-CPD/Assistant Director from the Warden's general mailbox.

Case Management Coordinators must track all inmates determined to be ineligible for home confinement or the Elderly Offender Pilot Program and enter the appropriate denial code in SENTRY. Reports outlining reason for denial must be reported to BOP-CPD/Unit Management on a weekly basis by Monday at 2:00 p.m. EST.

If an inmate does not currently qualify for home confinement under BOP criteria, they should be reviewed for placement in a

Residential Reentry Center and for home confinement at a later date, in accordance with applicable laws and BOP policies.

If you have any questions, please contact David Brewer, Acting Senior Deputy Assistant Director, Correctional Programs Division, at (202) 353-3638 or Alix McLaren, Senior Deputy Assistant Director, Reentry Services Division, at (202) 514-4919.

**U.S. Department of Justice**  
Federal Bureau of Prisons



PROGRAM STATEMENT  
OPI: OGC/LCI  
NUMBER: P5162.05  
DATE: March 16, 2009

## **Categorization of Offenses**

/s/

*Approved:* Harley G. Lappin  
Director, Federal Bureau of Prisons

### **1. PURPOSE AND SCOPE**

To assist in the implementation of various Federal Bureau of Prisons policies and programs. Section 3 of this Program Statement lists offenses the Bureau categorizes as crimes of violence as that term is used in various statutes. In addition, Section 4 lists offenses that in the Director's discretion shall preclude an inmate's receiving certain Bureau program benefits.

a. **Program Objective.** The expected result of this program is:

An inmate will be denied the benefits of certain programs if his or her offense is either a crime of violence or an offense identified at the discretion of the Director of the Bureau of Prisons.

b. **Summary of Changes**

*Policy Rescinded*

P5162.04 Categorization of Offenses (10/09/2007)

The March 16, 2009, reissuance of this policy updates the lists of statutory offenses. There are no other content changes.

## **2. APPLICATION**

Criminal offenses are defined in many different titles of the United States Code, including Titles 7, 16, 18, 21, 26, 29, 30, and 46. The offenses contained in these titles that may be crimes of violence are listed in Section 3. Section 4 lists offenses that are not categorized as crimes of violence, but would nevertheless preclude an inmate's receiving certain Bureau program benefits at the Director's discretion.

Some Bureau policies or programs require a determination that an inmate committed a crime of violence, for example, the Program Statement on Inmate Discipline and Special Housing Units. Other policies or programs, such as early release pursuant to 18 U.S.C. § 3621(e) and placement in Intensive Confinement Centers, indicate that an inmate may be denied the benefits of such programs if he or she was convicted of an offense listed in either Section 3 or 4. When an inmate may be denied a program benefit under either Section 3 or 4, staff must carefully explain the basis for the denial. For example, if an inmate is convicted of an offense listed in Section 4, the inmate should be denied a program benefit because he or she committed an offense identified at the Director's discretion, rather than a crime of violence.

If a particular Code section in these titles is not listed in Section 3 or Section 4, and case management staff believe the crime might be violent, or might preclude an inmate's receiving certain Bureau program benefits, they shall contact legal staff at the institution or the Regional Counsel. Also, if a Judgment and Commitment Order (J&C) references a United States Code section that is not found in Titles 7, 16, 18, 21, 26, 30, 42, or 49, they should contact legal staff at the institution or the Regional Counsel to determine whether a recommendation should be made to change the policy to incorporate the offense in question.

Some of the Code sections may be listed in more than one section below; such duplication is indicated by an asterisk. In such cases, staff are to check subsequent sections of the Program Statement to determine whether the offense is a crime of violence or an offense that would otherwise preclude an inmate's receiving certain Bureau program benefits.

## **3. OFFENSES CATEGORIZED AS CRIMES OF VIOLENCE**

a. **Criminal Offenses That are Crimes of Violence in All Cases.** Some Bureau policies or programs require a determination that an inmate committed a crime of violence, for example, the Program Statement on Inmate Discipline and Special Housing Units. Other policies or programs, such as early release pursuant to 18 U.S.C. § 3621(e), indicate that an inmate could be denied the benefits of such programs if he or she was convicted of an offense listed in either Section 3 or 4.

Any conviction for an offense listed below is categorized as a crime of violence.

(1) **Title 18, United State Code Sections**

- ◆ 32 destruction of aircraft
- ◆ 33 destruction of motor vehicles or motor vehicle facilities
- ◆ 34 penalty when death results
- ◆ 35(b) conveying false information that harms human life
- ◆ 36 firing weapons into group of persons (VCCLEA addition)
- ◆ 37 violence at international airports (VCCLEA addition)
- ◆ 43 force, violence, and threats involving animal enterprises
- ◆ 81 arson w/in maritime jurisdiction
- ◆ 111 assaulting officers of the United States
- ◆ 112(a) assaulting foreign officials
- ◆ 113 assaults w/in maritime jurisdictions
- ◆ 114 maiming w/in maritime jurisdiction
- ◆ 115 threatening family member of a federal official
- ◆ 116 female genital mutilation
- ◆ 117 domestic assault by an habitual offender
- ◆ 175 biological weapons
- ◆ 229 prohibited activities (chemical weapons)
- ◆ 231 civil disorders
- ◆ 245 federally protected activities
- ◆ 247 damage to religious property; obstruction of persons in the free exercise of religious beliefs
- ◆ 248 freedom of access to clinic entrances
- ◆ 351 assassination of cabinet and congress members
- ◆ 373 soliciting to commit a violent act
- ◆ 521(c)(2) criminal street gangs
- ◆ 753 rescue of an inmate to prevent execution
- ◆ 832 participation in nuclear and weapons of mass destruction threats to the United States
- ◆ 842 explosive materials
- ◆ 844 penalties
- ◆ 871 threats against the President
- ◆ 875 (a), (b), (c) interstate communications
- ◆ 878 threats against foreign officials
- ◆ 879 threats against former presidents
- ◆ 922 (a)(2),  
(a)(3),(a)(4),  
(a)(5),(a)(7),  
(a)(8),(a)(9),  
(b)(2),(b)(3),  
(b)(4),(b)(5),  
(c),(d)(1),

(d)(2),(d)(4),	
(d)(8),(d)(9),	
(g),(k),(n),	
(o),(p),(q)(2),	
(q)(3),(r),	
(s)(1),(t)(1),	
(u),(x)(1)(A),	
(x)(2)(A), &	
(z)(1)	firearm violations
♦ 924(c)	firearms used in violent or drug trafficking crimes
♦ 929	use of restricted ammunition
♦ 930(a),(b), & (c)	possession of firearms and dangerous weapons in Federal facilities
♦ 956	conspiracy to kill, kidnap, maim, or injure persons or damage property in a foreign country
♦ 970(a)	damage of property owned by foreign governments
♦ 1091	genocide
♦ 1111	murder
♦ 1112	manslaughter
♦ 1113	attempt to commit murder or manslaughter
♦ 1114	murder of officers
♦ 1116	murder of foreign officials
♦ 1117	(conspiracy to murder)
♦ 1118	murder in correctional institution (VCCLEA addition)
♦ 1119	foreign murder of US national (VCCLEA addition)
♦ 1120	murder by escaped prisoner (VCCLEA addition)
♦ 1121	murder by state or local officer (VCCLEA addition)
♦ 1201	kidnapping
♦ 1203	hostage taking
♦ 1204	international parental kidnapping
♦ 1363	buildings or property within special maritime and territorial jurisdiction
♦ 1364	interference by foreign commerce by violence
♦ 1365	tampering with consumer products <i>except 1365(b),(c)</i>
♦ 1366	destruction of an energy facility
♦ 1368	harming animals used in law enforcement
♦ 1369	destruction of veterans' memorials
♦ 1512(a)	killing witness or victim
♦ 1513	retaliation against witness or victim
♦ 1531	partial-birth abortions prohibited
♦ 1581	peonage
♦ 1583	enticement into slavery
♦ 1584	sale into servitude
♦ 1585	slave trading
♦ 1587	possession of slaves aboard a vessel

- ◆ 1588 transporting slaves
- ◆ 1589(1) & (2) forced labor
- ◆ 1591 sex trafficking of children or by force, fraud, or coercion
- ◆ 1651 piracy
- ◆ 1652 citizens as pirates
- ◆ 1653 aliens as pirates
- ◆ 1655 assault on commander as pirates
- ◆ 1659 attack to plunder a vessel
- ◆ 1661 robbery ashore
- ◆ 1751 assassination of president or staff
- ◆ 1752(a)(5) restricted building or grounds
- ◆ 1792 mutiny or riot
- ◆ 1841 protection of unborn children
- ◆ 1855 timber set afire
- ◆ 1859 surveys interrupted
- ◆ 1864 hazardous devices on federal lands
- ◆ 1958 use of interstate commerce in murder for hire
- ◆ 1959 violent crimes aiding racketeering
- ◆ 1991 entering train to commit crime
- ◆ 1992 wrecking trains
- ◆ 2101 riots
- ◆ 2111 special maritime jurisdiction
- ◆ 2113(d),(e) bank robbery and incidental crimes
- ◆ 2114 assault of person carrying mail
- ◆ 2115 breaking into post office
- ◆ 2116 railway or steamboat post office
- ◆ 2118(a),(b), (c) robberies and burglaries involving controlled substances
- ◆ 2119 crimes involving motor vehicles
- ◆ 2191 cruelty to seamen
- ◆ 2231(b) assault or resistance
- ◆ 2232(a) destruction of property to prevent seizure
- ◆ 2233 rescue of seized property
- ◆ 2241 aggravated sexual abuse
- ◆ 2242 sexual abuse
- ◆ 2243(a) sexual abuse of a minor or ward
- ◆ 2244(a)&(c) abusive sexual contact
- ◆ 2245 sexual abuse resulting in death (VCCLEA addition)
- ◆ 2251 sexual exploitation of children
- ◆ 2251A selling or buying of children
- ◆ 2260(a) production of sexually explicit depictions of a minor for importation into the United States
- ◆ 2261 interstate domestic violence (VCCLEA addition)
- ◆ 2261A stalking

- ◆ **2271** conspiracy to destroy vessels
- ◆ **2272** destruction of vessel by owner
- ◆ **2273** destruction of vessel by nonowner
- ◆ **2275** firing or tampering with vessels
- ◆ **2276** breaking and entering vessels
- ◆ **2277(a)** explosives or dangerous weapons aboard vessels
- ◆ **2280** violence against maritime navigation (VCCLEA addition)
- ◆ **2281(NOT(A))** violence against fixed platforms (VCCLEA addition)
- ◆ **2291(NOT (a)(8)-(9))** destruction of vessel or maritime facility
- ◆ **2332** penalties for homicide
- ◆ **2332a** use of weapons of mass destruction (VCCLEA addition)
- ◆ **2340A** torture
- ◆ **2383** rebellion or insurrection
- ◆ **2384** sedition conspiracy
- ◆ **2385** advocating the overthrow of the government
- ◆ **2389** recruiting for service against U.S.
- ◆ **2390** enlistment to serve against U.S.
- ◆ **2421** transportation for illegal sexual activity
- ◆ **2422** coercion into interstate travel for illegal sexual activity
- ◆ **2423** transportation of minors for illegal sexual activity

**(2) Title 21 United States Code Sections**

- ◆ **841(e)** boobytraps on federal property
- ◆ **848(e)** death penalty for criminal offenses
- ◆ **858** endangering human life while manufacturing controlled substances

**(3) Title 26 United States Code Sections**

- ◆ **5861(a) thru (l)** firearms

**(4) Title 42 United States Code Sections**

- ◆ **2000(e)(13)** killing of officer while enforcing Equal Employment Act
- ◆ **2283(a)** protection of nuclear inspectors
- ◆ **2284(a)** sabotage of nuclear facilities
- ◆ **3631** interference with housing

**(5) Title 49 United States Code Sections**

- ◆ **46502** aircraft piracy
- ◆ **46504** interference with flight crew members

- ◆ **46505** carrying a weapon or explosive on an aircraft
- ◆ **46507** false information and threats

b. \* **Title 18, United States Code Section 2113(a).** Title 18, United States Code Section 2113(a) provides in part:

**“Whoever, by force and violence, or by intimidation, takes or attempts to take, from the person or presence of another, or obtains or attempts to obtain by extortion any property or money or any other thing of value belonging to, or in the care, custody, control, management, or possession of, any bank, credit union, or any savings and loan association; . . . shall be fined under this title or imprisoned not more than twenty years, or both.”**

This statute covers various offenses, including not only bank robbery but also embezzling bank funds, stealing bank property, and bank larceny.

With regard to the specific crime of bank robbery, the offense shall be considered a crime of violence, since the offense involves an explicit or implicit threat of force and thus has as an element the threatened use of physical force against the person or property of another. For offenses pursuant to § 2113(a) other than bank robbery, see Section 4.e. below.

c. **Conspiracy, Attempt, and Similar Offenses Which Involve an Underlying Offense.** The statutes listed in this section cover conspiracy offenses (see, e.g., 18 U.S.C. § 371) when an individual has planned with others to commit a particular crime. Other listed statutes cover attempted offenses, i.e. when an individual tried but did not succeed in committing the crime. In reviewing these types of offenses, it is necessary to examine the “underlying offense” (what the defendant was conspiring to do or attempting to do). If the underlying offense is categorized as violent pursuant to Section 3.a. of this Program Statement, e.g., murder, then the attempt or the conspiracy offense is also violent. The underlying offense will be included in the PSI and may be noted on the J&C.

Other statutes listed in this section do not criminalize behavior but set out penalties that result from violating other statutes.

**Example:** 18 U.S.C. § 924(a)(1)(B) provides that whoever

**“knowingly violates subsection (a)(4),(f),(k),(r),(v), or (w) of section 922 . . . shall be fined under this title, imprisoned not more than five years, or both.”**

The J&C may indicate the sentence was imposed pursuant to the penalty provisions of § 924(a)(1)(B) without indicating the conviction for the underlying offense. The PSI, however, notes the underlying conviction, “Transporting a Destructive Device in Interstate Commerce” [18 U.S.C. § 922(a)(4)]. In order to determine whether the offender’s current offense is violent, staff should assess whether the underlying offense is violent in accordance with Section 3.a. of

this Program Statement; if the underlying offense is violent, then the offender should be deemed violent.

The following offenses **may** be violent depending on the underlying offense.

### **Title 18, United States Code Sections**

- ◆ \***241** conspiracy to deprive civil rights (**if conspiracy**)
- ◆ \***371** conspiracy to commit offense/fraud against U.S.
- ◆ \***372** conspiracy to impede or injure officer
- ◆ \***924** penalties for firearms violations
- ◆ \***1962** racketeering
- ◆ \***2118(d)** robberies involving controlled substances

### **4. OFFENSES THAT AT THE DIRECTOR'S DISCRETION SHALL PRECLUDE AN INMATE'S RECEIVING CERTAIN BUREAU PROGRAM BENEFITS**

For certain Bureau programs, such as early release pursuant to 18 U.S.C. § 3621(e) and placement in Intensive Confinement Centers, an inmate may be denied program benefits if he or she was convicted of an offense listed in either this section or Section 3. If an inmate is denied the benefit of such a program, staff must carefully describe the basis for the denial. For example, if an inmate is convicted of an offense listed in this section, the inmate shall be denied a program benefit because he or she committed an offense identified at the Director's discretion, rather than a crime of violence.

As an exercise of the discretion vested in the Director, an inmate serving a sentence for an offense that falls under the provisions described below shall be precluded from receiving certain Bureau program benefits.

Inmates whose current offense is a felony that:

- Has as an element, the actual, attempted, or threatened use of physical force against the person or property of another, or
- Involved the carrying, possession, or use of a firearm or other dangerous weapon or explosives (including any explosive material or explosive device), or
- By its nature or conduct, presents a serious potential risk of physical force against the person or property of another, or
- By its nature or conduct involves sexual abuse offenses committed upon children.

Thus, for an inmate to receive Bureau program benefits such as those mentioned above, he or she must not be convicted of an offense listed in this section or in Section 3.

a. **Criminal Offenses with an Enhanced Base Offense Level.** Convictions for an offense listed below may or may not satisfy the standard listed in the introductory portion of Section 4.

At the time of sentencing, the court makes a finding of whether an offense listed below involved the use of force, and this finding is reflected in the PSI section entitled “Offense Computation,” subsection entitled “Base Offense Level.” This subsection references a particular U.S. Sentencing Guideline provision that distinguishes between violations of the particular criminal code section that are committed with and without force.

**Example:** Title 18 United States Code Section 241, Conspiracy Against Rights provides:

**“If two or more persons conspire to injure, oppress, threaten or intimidate any person . . . in the free exercise or enjoyment of any right or privilege. . . .”**

This crime may or may not be committed through the use of force or threatened use of force, since one can be oppressed through means other than force. Pursuant to U.S. Sentencing Guideline Section 2H2.1:

- If the crime involved obstructing an election or registration, and the obstruction occurred using force or threat of force against persons or property, the base offense level is 18, or
  - If the obstruction occurred without the use or threatened use of force, such as forgery, fraud, theft, deceit, etc., the base offense level is 12.

If an offender was convicted of an offense listed below, case management staff must examine the base offense level to determine whether the offense would preclude the inmate from receiving certain Bureau program benefits. If the PSI does not include an explanation as to the reason for assigning a particular base offense level, case management staff may need to examine the particular Sentencing Guideline referenced.

Some of the offenses listed below may correspond to more than one Sentencing Guideline, only one of which includes a base level adjustment for the use or threatened use of force.

Accordingly, it is possible that an examination of the Offense Computation section of the PSI may reveal no mention of the use or threatened use of force. When the PSI fails to explain the reason for assigning a particular base offense level, case management staff must examine the particular Sentencing Guideline referenced to determine whether the court found that the use of force was implicated in the offense.

Case management staff may contact institution legal staff or Regional Counsel if they have questions regarding this section. A list of offenses for which the Sentencing Guidelines base offense level is affected by the use or threatened use of force follows. At the Director's discretion, inmates with such an offense shall be precluded from receiving certain Bureau program benefits.

## Title 18, United States Code Sections

- ◆ 241 conspiracy against rights (**for other than conspiracy**)
  - ◆ 242 deprivation of rights under color of law

- ◆ 592 putting troops at polls
- ◆ 593 interference by armed forces
- ◆ 1791 possessing contraband in prison
- ◆ 1952 transporting items in aid of racketeering
- ◆ 2231(a) assault on persons executing search warrant
- ◆ 2381 treason

b. **Criminal Offenses with a Specific Offense Characteristic Enhancement.** Convictions for an offense listed below, like those listed in Section 4.a., may or may not satisfy the standard listed in the introductory portion of Section 4.

At the time of sentencing, the court makes a finding of whether the offense involved the use or threatened use of force, and this finding is reflected in the PSI section entitled “Offense Computation,” subsection entitled “Specific Offense Characteristics.” This subsection references a particular U.S. Sentencing Guideline that provides for an increase in the Total Offense Level if the criminal violation was committed with force.

**Example:** Section 841 of Title 21, United States Code makes it a crime to manufacture, distribute, or possess with the intent to distribute drugs. Under the Sentencing Guidelines (§ 2D1.1 and § 2D1.11), the defendant could receive an increase in his or her base offense level because of a “Specific Offense Characteristic” (for example, if a dangerous weapon was possessed during commission of the offense), the court would increase the defendant’s base offense level by two levels. This particular “Specific Offense Characteristic” (possession of a dangerous weapon during the commission of a drug offense) poses a serious potential risk that force may be used against persons or property. Specifically, as noted in the U.S. Sentencing Guidelines § 2D1.1., application note 3, the enhancement for weapon possession reflects the increased danger of violence when drug traffickers possess weapons. Accordingly, an inmate who was convicted of manufacturing drugs, (21 U.S.C. § 841) and received a two-level enhancement for possession of a firearm has been convicted of an offense that will preclude the inmate from receiving certain Bureau program benefits.

In some cases, an inmate may be convicted of an offense listed in this section as well as 18 U.S.C. § 924(c)(1), use of a firearm during a crime of violence or drug trafficking crime. According to the U.S. Sentencing Guidelines, if a defendant receives a § 924(c)(1) conviction, the court may not assess a two-level “Specific Offense Characteristic” enhancement for possession of a firearm; however, in light of the Supreme Court ruling in *Bailey v. U.S.*, 116 S.Ct. 501 (1995), a number of § 924(c)(1) convictions have been vacated. In *Bailey*, the Court held that the term “use” connotes an active employment of the firearm. If any of the offenses listed in this section were accompanied by a § 924(c)(1) conviction that was subsequently vacated due to the *Bailey* decision, staff shall presume that the inmate would have received a two-level “Specific Offense Characteristic” enhancement for possession of a firearm unless there is a specific court order to the contrary. Thus, absent a court order specifically denying the application of a two point enhancement for possession of a firearm, the inmate will not receive certain Bureau program benefits.

Some of the offenses listed below may correspond to more than one Sentencing Guideline, only one of which includes a Specific Offense Characteristic for the use of force. Alternatively, the PSI may fail to adequately describe the Specific Offense Characteristic that underlies the increase in offense level. In either case, it is possible that an examination of the Offense Computation section of the PSI reveals no mention of the use of force. If this occurs, case management staff must examine the particular Sentencing Guideline referenced to determine whether the court found that the use of force was implicated in the offense.

**Example:** The PSI in the above scenario may state “SOC (specific offense characteristic) 2F1.1(4) increase 2 levels.” If the Report does not further state “since the offense involved the conscious or reckless risk of serious bodily injury, increase by two levels pursuant to 2F1.1(4),” case management staff may have to examine Guideline 2F1.1(4) to determine that the only basis for this particular increase is a finding that the offense included the risk of bodily injury.

Case management staff may contact institution legal staff or Regional Counsel if they have questions regarding this section. Below is a list of offenses for which there could be a Specific Offense Characteristic enhancement for the use of force:

**(1) Title 16, United States Code Sections**

- ◆ **773e(a)(2),  
(3),(4),(6)** violation of Northern Pacific Halibut Act
- ◆ **773g** violation of Northern Pacific Halibut Act
- ◆ **1857(a)(D),  
(E),(F),(H)** violation of National Fishery Management Program
- ◆ **1859** violation of National Fishery Management Program
- ◆ **2435(4),(5),  
(6),(7)** violation of Antarctic Marine Living Resources Convention
- ◆ **2438** violation of Antarctic Marine Living Resources Convention
- ◆ **3606** violation of North Atlantic Salmon Fishing
- ◆ **3637(a)(2),(3)  
(4),(6),(c)** violation of Pacific Salmon Fishing
- ◆ **5009(5),(6),  
(7),(8)** violation of North Pacific Anadromous Stock Convention
- ◆ **5010(b)** violation of North Pacific Anadromous Stock Convention

**(2) Title 18, United States Code Sections**

- ◆ **755** officer permitting escape
- ◆ **757** procures escape for prisoner of war
- ◆ **874** kickbacks from public works employees
- ◆ **894** extending credit through extortionate means
- ◆ **1163** embezzlement/theft from Indian organizations

- ◆ **1503** influencing or injuring officer or juror
- ◆ **1505** obstruction of proceedings before departments or agencies
- ◆ **1511** obstruction of state or local law enforcement
- ◆ **1516** obstruction of a federal audit
- ◆ **1517** obstructing financial examination
- ◆ **1951** interference with commerce by threats/violence
- ◆ **2112** robbery of personal property of United States

**(3) Title 21, United States Code Sections**

- ◆ **841(NOT(e))** controlled substance violation
- ◆ **\*846** attempt and conspiracy

**(4) Title 26, United States Code Sections**

- ◆ **7212** attempt to interfere with revenue laws
- ◆ **7214** unlawful acts by employees of the IRS

**(5) Title 30, United States Code Sections**

- 1461(a)(3),**  
**(4),(5),(7)** resisting officers for violations under Deep Seabed Mineral Resources Act
- ◆ **1463** violations of Deep Seabed Mineral Resources Act

**(6) Title 33, United States Code Section**

- ◆ **1232(b)(2)** ports and waterways safety enforcement provisions

**(7) Title 40, United States Code Section**

- ◆ **193f(a)** security of Capitol grounds and buildings

**(8) Title 42, United States Code Sections**

- ◆ **1973aa** application of prohibition to other States
- ◆ **1973aa-1** residence requirements for voting
- ◆ **1973aa-1a** bilingual election requirements
- ◆ **1973aa-3** penalty
- ◆ **1973bb** enforcement of twenty-sixth amendment
- ◆ **1973gg-10** criminal penalties
- ◆ **2283(b)** protection of nuclear inspectors
- ◆ **9151(2),**  
**(3),(4),(5)** violation of Ocean Thermal Energy Conversion Act

- ◆ **9152(d)** violation of Ocean Thermal Energy Conversion Act

**(9) Title 46, United States Code Section**

- ◆ **1903** manufacture, distribution, or possession with intent to manufacture controlled substances

**(10) Title 49, United States Code Section**

- ◆ **46505(b)** carrying a weapon on an aircraft

**c. Criminal Offenses That *May* Preclude an Inmate's Receiving Certain Bureau Program Benefits.**

In addition to Sections 4.a. and 4.b. above, an inmate may be precluded from receiving certain Bureau program benefits based on an offense listed in this section. For the offenses listed below, the Sentencing Guidelines may provide little insight into the court's findings.

Accordingly, rather than simply examining the base offense level or the specific offense characteristics, case managers must carefully examine the entire Offense Computation section of the PSI and, if necessary, the Offense Conduct section to determine if the offense would preclude an inmate's receiving certain Bureau program benefits based on whether the offense satisfies the standard listed in the introductory portion of Section 4.

The following offenses **may** preclude an inmate's receiving certain Bureau program benefits based on a variety of factors.

**(1) Title 7, United States Code Section**

- ◆ **473c-1** offenses in relation to sampling of cotton

**(2) Title 16, United States Code Sections**

- ◆ **5106(e)(5),  
(6),(7),(9),  
(f)(2)** violation of Atlantic Coast Fisheries Cooperative Management

**(3) Title 18, United States Code Sections**

- ◆ **700** desecration of the flag of the United States
- ◆ **751** escape from federal prison
- ◆ **752** instigating/assisting escape from federal prison
- ◆ **831** prohibited acts involving nuclear materials
- ◆ **876** mailing threatening communications
- ◆ **877** mailing threatening communications from foreign country

- ◆ 922(a)(1) engage in business of importing, manufacturing, or dealing in firearms or ammunition
- ◆ 1153 offenses within Indian Country
- ◆ 1512(b) tampering with a witness/victim/informant
- ◆ 1708 theft or receipt of stolen mail
- ◆ 1792 mutiny and riot in prison
- ◆ 1956 money laundering
- ◆ 2117 breaking into carrier facilities
- ◆ 2152 destruction of submarine and torpedo works
- ◆ 2153 destruction of war materials
- ◆ 2154 production of defective war material
- ◆ 2155 destruction of national defense materials
- ◆ 2156 production of defective national defense material
- ◆ 2192 incitation of seamen to revolt
- ◆ 2193 mutiny
- ◆ 2247 repeat offenders
- ◆ 2387 activities involving armed forces

(4) **Title 40, United States Code Sections**

- ◆ 193f(a),(b) security of Capitol grounds and buildings

**d. Conspiracy, Attempt, and Other Offenses Which Involve an Underlying Offense.** Some of the statutes listed in this section cover conspiracy offenses (see, e.g., 21 U.S.C. § 846) when an individual has planned with others to commit a particular crime. Other listed statutes cover attempted offenses (see, e.g., 21 U.S.C. §§ 846 and 963) when an individual tried but did not succeed in committing the crime. In reviewing these types of offenses, it is necessary to examine the “underlying offense” (what the defendant was conspiring to do or attempting to do). If the underlying offense would preclude the inmate from receiving certain Bureau program benefits based on any of the other portions of Section 4 of this policy, the conspiracy or the attempt offense shall also preclude the inmate from receiving the same benefits. The underlying offense will be included in the PSI and may be noted on the J&C.

**Example:** The Judgment and Commitment Order may indicate a conviction for “Attempt and Conspiracy” (21 U.S.C. § 846). The accompanying Presentence Investigation Report will reference the underlying crime, in many cases it will be “Possession with Intent to Distribute a Controlled Substance” (21 U.S.C. § 841). Staff should then review the underlying offense (in this case possession of controlled substance) to determine whether it satisfies the standard listed in the introductory portion of Section 4. As noted in the example in section b above, if the PSI indicates that the defendant received a 2-level increase for possessing a dangerous weapon, then the offense should preclude the inmate from receiving certain Bureau program benefits; if no such enhancement was given, the offense should not preclude the inmate from receiving such benefits.

(1) **Title 18, United States Code Sections**

- ◆ \***241** conspiracy to deprive civil rights (**if conspiracy**)
- ◆ \***371** conspiracy to commit offense/fraud against U.S.
- ◆ \***372** conspiracy to impede or injure officer
- ◆ \***924** penalties for firearms violations
- ◆ \***1962** racketeering
- ◆ \***2118(d)** robberies involving controlled substances

(2) **Title 21, United States Code Sections**

- ◆ \***846** attempt and conspiracy
- ◆ **848** controlled substances violations as criminal enterprise
- ◆ **963** conspiracy or attempt to violate controlled substance laws

e. **Special Circumstances**

◆ **Title 18, United States Code § 922(g).** All offenses under 18 U.S.C. § 922(g) shall preclude an inmate from receiving certain Bureau program benefits.

◆ **\*Title 18, United States Code § 2113(a).** Excluding bank robbery (see Section 3.b. above), other offenses covered by 18 U.S.C. § 2113(a), (e.g., bank larceny, etc.), shall be reviewed similarly to offenses in Section 4.b. Defendants may receive a Specific Offense Characteristic enhancement that will result in an increase in the base offense level. Such enhancements provide for an increase in the defendant's base offense level if:

- A firearm was discharged,
- A firearm or other dangerous weapon was brandished, displayed, possessed, or used, or
- An express or implied threat of death was made (U.S.S.G. 2B3.2(b), Application Notes 2 and 6).

If a defendant received such an enhancement (or one of the other enhancements involving the use or threatened use of force), the offense shall preclude the inmate's receiving certain Bureau program benefits.

◆ **Title 18, United States Code § 2243.** A conviction for sexual abuse of a minor or ward shall preclude an inmate from receiving certain Bureau program benefits.

**5. OFFENSES COMMITTED BEFORE NOVEMBER 1, 1987**

The Sentencing Guidelines are generally not applicable for offenses committed before November 1, 1987. Accordingly, for offenses identified in Section 4 or offenses similar to those listed in Section 4 of this Program Statement that were committed before this date, case managers must

make a determination, based on the narrative description of the crime contained in the PSI, whether the offense involved:

- The use, attempted use, or threatened use of force;
- The use, carrying, or possession of a dangerous weapon;
- A serious potential risk that force might be used against the person or property of another; or
- Sexual abuse committed upon children.

Offenses listed in Section 3, Crimes of Violence, or offenses similar to those listed in Section 3, which were committed before November 1, 1987, shall be treated in the same manner as “new law” offenses.

## **6. CRIMES CODIFIED PURSUANT TO THE VIOLENT CRIME CONTROL AND LAW ENFORCEMENT ACT OF 1994**

The VCCLEA created a number of new Federal criminal offenses and enhanced penalties for several existing offenses. Some of the new offenses are included in the above lists, but the lists will be revised as needed after the U.S. Sentencing Commission drafts new guidelines. These lists will also be updated periodically to reflect statutory changes or at the Director’s discretion.

## **REFERENCES**

### *Program Statements*

P5110.15	Notification of Release to State and Local Law Enforcement Officials (8/30/00)
P5162.02	Definition of Term, Crimes of Violence (7/24/95)
P5322.12	Inmate Classification and Program Review (11/29/06)
P5330.11	Psychology Treatment Programs (3/16/09)
P5331.02	Early Release Procedures Under 18 U.S.C. 3621 (e) (3/16/09)
P5800.12	Receiving and Discharge Manual (12/31/97)
P5800.15	Correctional Systems Manual (1/1/09)
P5880.28	Sentence Computation Manual (CCCA of 1984) (2/21/92)
P5880.30	Sentence Computation Manual (“Old Law” Pre-CCCA 1984) (7/16/93)

### *ACA Standards*

None.

### *Records Retention Requirements*

Requirements and retention guidance for records and information applicable to this program are available in the Records and Information Disposition Schedule (RIDS) on Sallyport and BOPDOCS.



# What you need to know about 2019 Novel Coronavirus (2019-nCoV)

## What is 2019 novel coronavirus?

The 2019 novel coronavirus (2019-nCoV) is a new virus that causes respiratory illness in people and can spread from person to person. This virus was first identified during an investigation into an outbreak in Wuhan, China.

## Can people in the U.S. get 2019-nCoV?

The 2019-nCoV is spreading from person to person in China and limited spread among close contacts has been detected in some countries outside China, including the United States. At this time, however, this virus is NOT currently spreading in communities in the United States. Right now, the greatest risk of infection is for people in China or people who have traveled to China. Risk of infection is dependent on exposure. Close contacts of people who are infected are at greater risk of exposure, for example health care workers and close contacts of people who are infected with 2019-nCoV. CDC continues to closely monitor the situation.

## Have there been cases of 2019-nCoV in the U.S.?

Yes. The first infection with 2019-nCoV in the United States was reported on January 21, 2020. The current count of cases of infection with 2019-nCoV in the United States is available on CDC's webpage at <https://www.cdc.gov/coronavirus/2019-ncov/cases-in-us.html>.

## How does 2019-nCoV spread?

This virus probably originally emerged from an animal source but now seems to be spreading from person to person. It's important to note that person-to-person spread can happen on a continuum. Some viruses are highly contagious (like measles), while other viruses are less so. At this time, it's unclear how easily or sustainably this virus is spreading between people. Learn what is known about the spread of newly emerged coronaviruses at <https://www.cdc.gov/coronavirus/2019-ncov/about/transmission.html>.

## What are the symptoms of 2019-nCoV?

Patients with 2019-nCoV have reportedly had mild to severe respiratory illness with symptoms of

- fever
- cough
- shortness of breath

## What are severe complications from this virus?

Many patients have pneumonia in both lungs.

## How can I help protect myself?

The best way to prevent infection is to avoid being exposed to this virus.

## There are simple everyday preventive actions to help prevent the spread of respiratory viruses. These include

- Avoid close contact with people who are sick.
- Avoid touching your eyes, nose, and mouth with unwashed hands.
- Wash your hands often with soap and water for at least 20 seconds. Use an alcohol-based hand sanitizer that contains at least 60% alcohol if soap and water are not available.

## If you are sick, to keep from spreading respiratory illness to others, you should

- Stay home when you are sick.
- Cover your cough or sneeze with a tissue, then throw the tissue in the trash.
- Clean and disinfect frequently touched objects and surfaces.

## What should I do if I recently traveled to China and got sick?

If you were in China within the past 14 days and feel sick with fever, cough, or difficulty breathing, you should seek medical care. Call the office of your health care provider before you go and tell them about your travel and your symptoms. They will give you instructions on how to get care without exposing other people to your illness. While sick, avoid contact with people, don't go out and delay any travel to reduce the possibility of spreading illness to others.

## Is there a vaccine?

There is currently no vaccine to protect against 2019-nCoV. The best way to prevent infection is to avoid being exposed to this virus.

## Is there a treatment?

There is no specific antiviral treatment for 2019-nCoV. People with 2019-nCoV can seek medical care to help relieve symptoms.

For more information: [www.cdc.gov/nCoV](https://www.cdc.gov/nCoV)





# STOP THE SPREAD OF GERMS

Help prevent the spread of respiratory diseases like COVID-19.

Avoid close contact with people who are sick.



Cover your cough or sneeze with a tissue, then throw the tissue in the trash.



Avoid touching your eyes, nose, and mouth.



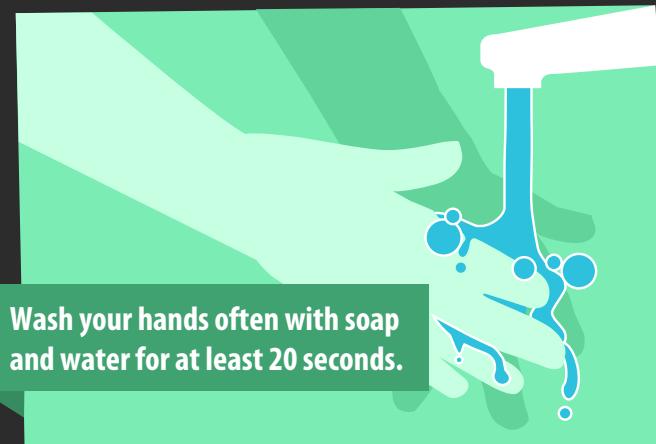
Clean and disinfect frequently touched objects and surfaces.



Stay home when you are sick, except to get medical care.



Wash your hands often with soap and water for at least 20 seconds.



For more information: [www.cdc.gov/COVID19](http://www.cdc.gov/COVID19)

CS314915-A



U.S. Department of Justice

Federal Bureau of Prisons

*Federal Correctional Complex*

Lompoc, CA 93436

March 13, 2020

MEMORANDUM FOR ALL CONCERNED

FROM: J. Ingaleman, Acting Complex Warden  
Federal Correctional Complex, Lompoc, California

SUBJECT: BOP Coronavirus (COVID-19) Protective Measures

As you may be aware in talking to persons in the community, the United States is seeing an increase in the number of confirmed cases of infected persons. Effective immediately, the following actions are being taken by the Bureau of Prisons (BOP) in order to prevent or reduce the spread of COVID-19.

**SCREENING OF INMATES:** The BOP is screening inmates for COVID-19 using established practices:

- All newly-arriving BOP inmates are screened for COVID-19 exposure risk factors and symptoms.
- Asymptomatic inmates with exposure risk factors are being quarantined.
- Symptomatic inmates with exposure risk factors are to be isolated and tested for COVID-19 per local health authority protocols
- To-date, no inmates have tested positive for COVID-19 in the BOP.

**SOCIAL VISITS:** Social visits are suspended for 30 days, at which time the suspension will be reevaluated.

To ensure that inmates maintain community ties, inmate telephone system minutes will be increased nationally to 500 minutes per calendar month.

BOP Coronavirus (COVID-19) Protective Measures  
March 13, 2020  
Page 2

**INMATE MOVEMENT:** Inmate movement between facilities is suspended for 30 days, at which time the suspension will be reevaluated. BOP will make exceptions for special cases such as writs for prosecution on pending charges, Interstate Agreements on Detainers (IACI), medical or mental health reasons, and RRC placements. The BOP will also continue to process and admit new inmates. Other case-by-case exceptions for judicial proceedings may also be made.

Local medical trips will be made, as necessary.

**LEGAL VISITS:** Legal visits will be suspended for 30 days, at which time the suspension will be reevaluated. Case-by-case approval at the local level and confidential legal calls will be allowed in order to ensure access to counsel.

**Access to legal counsel will be accommodated to the maximum extent practicable.** Although legal visits are generally suspended for 30-days, you may make a request to your Unit Team, who will forward it to the institution's Legal Department for review and final approval by the Warden. Attorneys will be screened prior to being admitted to the facility.

**VOLUNTEERS:** Volunteer visits will be suspended for 30 days, with limited exceptions. The suspension will be reevaluated in 30 days. Inmates who wish to speak with a religious advisor, should make a request through their Unit Team.

**MODIFIED OPERATIONS:** For the next 30 days, the facility will operate on a modified basis to limit inmate group contact, as much as possible. This action is necessary to limit the transmission of the disease if anyone becomes infected. The suspension will be reevaluated in 30 days.

We appreciate your assistance and cooperation in this important matter.

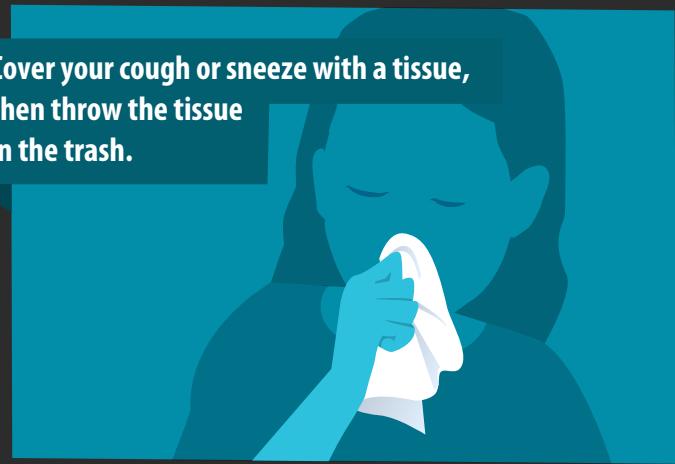
# Stop the Spread of Germs

Help prevent the spread of respiratory diseases like COVID-19.

Avoid close contact with people who are sick.



Cover your cough or sneeze with a tissue, then throw the tissue in the trash.



Avoid touching your eyes, nose, and mouth.

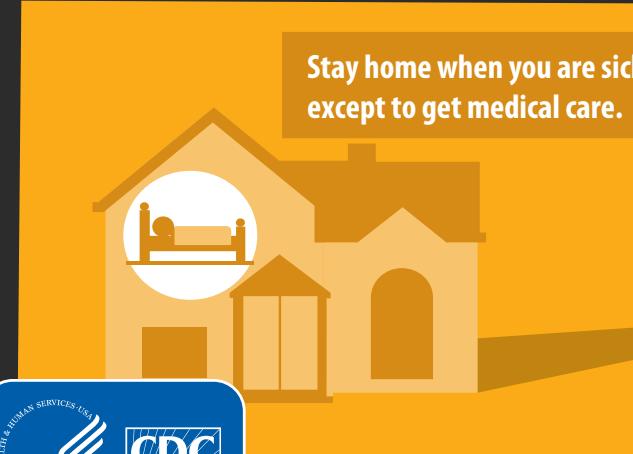


When in public, wear a cloth face covering over your nose and mouth.

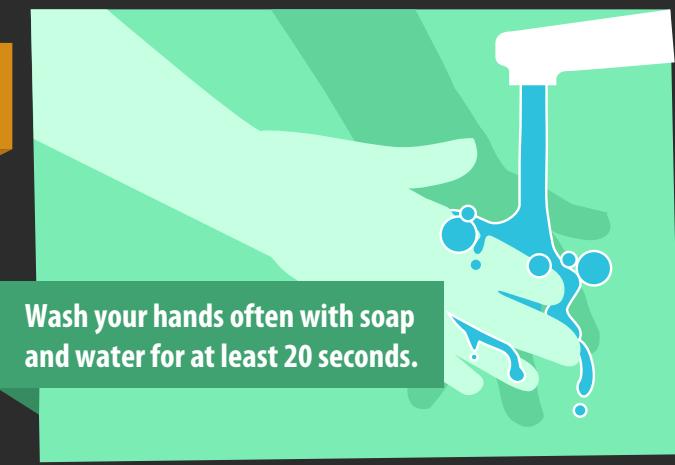
Clean and disinfect frequently touched objects and surfaces.



Stay home when you are sick, except to get medical care.



Wash your hands often with soap and water for at least 20 seconds.



[cdc.gov/coronavirus](https://cdc.gov/coronavirus)

316351-A April 7, 2020 9:58 AM

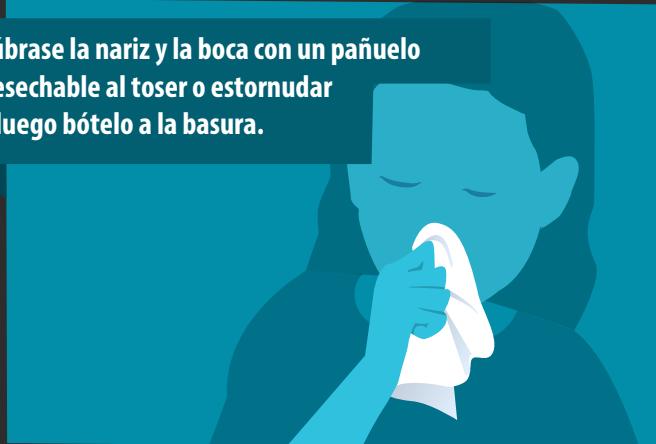
# DETENGA LA PROPAGACIÓN DE LOS MICROBIOS

Ayude a prevenir la propagación de enfermedades respiratorias como el COVID-19

Evite el contacto cercano con las personas enfermas.



Cúbrase la nariz y la boca con un pañuelo desechable al toser o estornudar y luego bótelo a la basura.



Evite tocarse los ojos, la nariz y la boca.

Limpie y desinfecte los objetos y las superficies que se tocan frecuentemente.



Quédese en casa si está enfermo, excepto para buscar atención médica.



Lávese las manos frecuentemente con agua y jabón por al menos 20 segundos.



[cdc.gov/COVID19-es](https://cdc.gov/COVID19-es)

314915-B



U.S. Department of Justice

Federal Bureau of Prisons

*Office of the Director*

Washington, DC 20534

April 8, 2020

MEMORANDUM FOR THE INMATE POPULATION

FROM: M.D. Carvajal, Director

SUBJECT: COVID-19 Pandemic

I would rather be able to address you directly, however, that is not practical at this time. Instead, I am writing this letter to tell you what we are doing as an agency to safeguard your health during the COVID-19 pandemic. I want to thank each of you for your understanding and cooperation as we diligently work to try and prevent the introduction of coronavirus in our facilities and to stop the spread of it in the facilities that have already been affected. It is critically important that each and every one of us take this seriously - together we will all get through this.

Let me share some information with you and dispel any rumors you may have heard. Despite the planning and preparations that has been ongoing since January 2020, and the implementation of the first three phases of our COVID-19 Action Plan, the BOP had its first positive inmate case on March 21, 2020, and the first positive staff case the very next day. Unfortunately, I am also saddened to report, as of today, we have had eight COVID-19 inmate-related deaths. On March 26, 2020, we implemented Phase 4 requiring all individuals entering our facilities, including staff, be screened and temperature checked. This was a critical step to ensure we reduce the risk of introducing and spreading the virus inside our facilities.

The Executive Staff and I have made decisions that directly impact each of you. No decision, regardless of how large or small, is taken lightly or done without considerable thought. Stopping social visits has a major impact on you and your loved ones. But, by doing so we are keeping you, your family, and the community safe. We

increased your monthly phone minutes to help compensate for the lack of visits and by Thursday, April 9, 2020, telephone calls will be free to you for the duration of this emergency (please note, however, collect calls will still be charged to the receiving phone number). We recognize how important it is for you to keep in touch with your families, especially at this time. They need to know how you are doing and you need to know how the virus is affecting them.

Access to legal counsel remains a paramount requirement but, like social visiting, the BOP is reducing the risk of exposure created by external visitors. As such, while in general, legal visits will be suspended for 30 days, case-by-case accommodation will be accomplished at the local level and confidential legal calls will be allowed in order to ensure inmates maintain access to counsel. Limiting facility-to-facility transfers, and other inmate movement, as well as implementing screening and quarantine and isolation procedures, have been essential to slowing the spread of the virus. The nationwide modified operations implemented to maximize social distancing and limit group gatherings, such as staggering meal times and recreation, have also been helpful. However, the growing number of quarantine and isolation cases in our facilities indicates we need to do more.

Accordingly, on April 1, 2020, another decision was made that directly impacts you. For a 14-day period, inmates in every institution have been secured in their assigned cells/quarters to decrease the spread of the virus. Again, we did not make this decision lightly, and I know this can be frustrating for all of you. But just like in communities nationwide who have been required to shelter in place, we feel the safest course to prevent the spread of the virus and keep you healthy is to have you shelter in place as well. After 14 days, this decision will be reevaluated and a determination will be made as to whether or not to return to modified operations.

All of our efforts are toward one goal -- keeping everyone in our prisons, both staff and inmates, safe. We are still in the early stages of this virus; it is not even near the peak in the United States. With that said, I need your continued patience, understanding, and cooperation. I need you to communicate with staff openly and honestly. We need to know how you are feeling - both physically by telling staff if you are feeling sick, coughing or running a fever, and mentally, if you are anxious or scared.

I am also asking that you keep yourselves and your areas as clean as possible. On April 4, 2020, the CDC issued updated guidance encouraging all persons to use masks in public, as such, masks have

been issued to you. There are universal precautions that we must all follow we are sharing many of the same areas. Please remember to always:

- \* Wash your hands, especially after touching any frequently used item or surface.
- \* Avoid touching your face.
- \* Sneeze or cough into a tissue and wash your hands thereafter, or use the inside of your elbow.
- \* Observe social distancing as much as practical in our environment.

These are not normal times. Our world is much different than it was a month ago. We recognize this is hard on you, but remember it is equally hard on everyone. Staff are experiencing many of the same feelings as you, your family, as well as myself.

I want to close by personally telling you that your cooperation has made a difference during this difficult time. Please continue to be patient and understanding. Wash your hands frequently, cover your coughs and sneezes, and avoid touching your face. Maintain an appropriate social distance as often as you can. And, equally as important, communicate with the staff about how you are feeling, ask questions, and share your concerns. This pandemic is a global emergency and the BOP is taking proactive operational measures to safeguard each of you that are entrusted to our care and custody. I am committed to doing everything I can to help keep all of you healthy and safe.



U.S. Department of Justice

Federal Bureau of Prisons

Office of the Director

Washington, DC 20534

8 de abril de 2020

MEMORANDO PARA LA POBLACIÓN CARCELARIA

DE: M.D. Carvajal, Director  
ASUNTO: Pandemia de la COVID-19.

Hubiese preferido dirigirme a ustedes de forma más directa. Sin embargo, no es algo que podamos hacer en este momento. Así que escribo esta carta para contarles lo que estamos haciendo como agencia para proteger su salud durante la pandemia de la COVID-19. Quisiera agradecer a cada uno de ustedes por su comprensión y cooperación mientras trabajamos con diligencia para intentar prevenir el ingreso del coronavirus en nuestras instalaciones y para detener la propagación en aquellas instalaciones que ya se han visto afectadas. Es extremadamente importante que todos nos tomemos lo que está sucediendo con mucha seriedad. Juntos lo superaremos.

Permitanme compartirles algo de información y disipar ciertos rumores que pueden haber escuchado. A pesar de la planificación y de los preparativos que hemos estado llevando a cabo desde enero de 2020 y de la implementación de las tres primeras fases de nuestro Plan de Acción contra la COVID-19, en la Agencia de Prisiones (Bureau of Prisons, BOP) se registró el primer caso positivo en un reo el 21 de marzo de 2020 y el primer caso positivo en un miembro del personal al día siguiente. Lamentablemente, me entristece anunciar que, al día de hoy, hemos sufrido ocho muertes de reos debido a la COVID-19. El 26 de marzo de 2020 implementamos la Fase 4 del plan, que establece que se revisará y se medirá la temperatura corporal de toda persona que ingrese a nuestras instalaciones, incluido el personal. Este ha sido un paso fundamental para asegurarnos de que reduciremos el riesgo de introducir y propagar el virus dentro de las instalaciones.

Junto con el Personal Directivo, he tomado decisiones que afectarán

a cada uno de ustedes directamente. Todas las decisiones, pequeñas o grandes, son importantes y se han tomado luego de un análisis profundo. Sabemos que la suspensión de las visitas sociales los afecta tanto a ustedes como a sus seres queridos. Sin embargo, al suspenderlas, estamos preservando su seguridad, la de sus familias y la de la comunidad. Hemos aumentado la cantidad de minutos mensuales disponibles para hacer llamadas telefónicas para compensar la suspensión de las visitas y, a partir del jueves 9 de abril de 2020, se podrán realizar llamadas de forma gratuita durante esta emergencia (sin embargo, las llamadas por cobrar se debitarán al titular del número telefónico marcado). Sabemos lo importante que es para ustedes mantenerse en contacto con sus familias, particularmente en este momento. Ellos necesitan saber cómo están ustedes y ustedes necesitan saber cómo el virus los está afectando a ellos.

El acceso a servicios legales sigue siendo un requisito de vital importancia; sin embargo, al igual que sucede con las visitas sociales, la RCP reducirá el riesgo de exposición que generan los visitantes externos. Si bien, en general, las visitas legales quedarán suspendidas durante 30 días, se realizarán los ajustes necesarios caso por caso a nivel local y se permitirán las llamadas legales confidenciales para garantizar que los reos sigan accediendo al asesoramiento. La decisión de limitar los traslados entre instalaciones y cualquier otro desplazamiento de reos, así como la opción de implementación de los protocolos de detención, custodia y asilamiento, han sido esenciales a la hora de disminuir la propagación del virus. También han sido de mucha ayuda las operaciones a nivel nacional que se modificaron para implementar el distanciamiento social y limitar la agrupación de personas, que es lo que sucede con los horarios de comida y recreación. Sin embargo, el número creciente de casos de reos en cuarentena y en aislamiento dentro de nuestras instalaciones es un indicio de que deberemos hacer más.

Por lo tanto, el 1 de abril de 2020 tomamos otra decisión que también los afectaría directamente. Por un período de 14 días, se ha pedido a todos los reos de cada una de las instituciones que permanecieran dentro de sus celadas/cuartos para disminuir la propagación del virus. Nuevamente, no fue sencillo tomar esta decisión y sé que puede resultar algo frustrante para todos ustedes. Pero la realidad es que al resto de las comunidades a nivel nacional también se les ha pedido que se resguarden dentro del lugar en el que se encuentran, por lo que creemos que lo más seguro para evitar la propagación del virus y mantenerlos a todos a salvo es que ustedes también hagan lo mismo. Luego de 14 días, volveremos a evaluar esta decisión y determinaremos si se debe extender o no dicha medida.

Todos nuestros esfuerzos tienen un solo objetivo: mantener a todas las personas que se encuentran dentro de nuestras prisiones a salvo, tanto a los reos como al personal. Aún nos encontramos en las primeras etapas de la lucha contra este virus, ya que en los Estados Unidos aún no estamos al final del pico de la enfermedad. Habiendo dicho esto, necesitaré de su paciencia, comprensión y cooperación continua. Necesito que se comuniquen con el personal con toda franqueza y honestidad. Necesitamos saber cómo se sienten, tanto físicamente como mentalmente. Hablen con el personal si se sienten mal, si tienen tos o fiebre o si se sienten ansiosos o asustados.

También les pido que mantengan las áreas que ocupan lo más limpias posible y que se asean con frecuencia. El 4 de abril de 2020 el CDC (Center for Disease Control, CDC) emitió pautas actualizadas que instan a todos los personas a usar barbijos en público; por tal motivo, les hemos suministrado barbijos a todos. Hay medidas de protección universales que todos debemos seguir. Recuerden que compartimos muchas áreas comunes. Siempre recuerden:

- Lavarse las manos, en especial luego de tocar un objeto o una superficie que se utilice con frecuencia.
- Evitar tocarse el rostro.
- Estornudar o toser utilizando un pañuelo desechable y luego lavarse bien las manos, o hacerlo sobre el pliegue del codo.
- Mantener el distanciamiento social tanto como se pueda.

Sus tiempos difíciles. Nuestro mundo es muy diferente a lo que era hace un mes. Sabemos que esto no es fácil para ustedes, pero recuerden que es igual de difícil para todos. Tanto el personal, como yo mismo, sentimos lo mismo que ustedes y sus familiares.

Quiero cerrar esta carta diciéndoles que su cooperación ha marcado la diferencia en este momento tan difícil. Sigan siendo pacientes y comprensivos. Dejen sus manos húmedas regularmente, cubranse cuando tosen o estornuden y eviten tocarse el rostro. Mantengan uno distanciamiento social conveniente siempre que se pueda. Recuerden que también es importante que le comuniquen al personal como se sienten, hagan las preguntas que consideren necesarias y comparten sus preocupaciones. Esta pandemia es una emergencia global, y la BOP está tomando medidas operativas proactivas para salvaguardar a cada uno de ustedes que están a nuestro cuidado. Me comprometo a hacer todo lo que esté en mi poder para ayudarlos a mantenerse sanos y seguros.

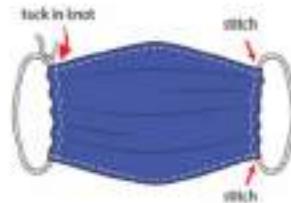


# Information for INMATES

## Cloth Face Coverings

### Help Slow the Spread of COVID-19

- Based on guidance from the CDC, the BOP now recommends all inmates wear cloth face coverings.
- All inmates will receive a cloth face covering.
- This covering is re-useable and should not be thrown away.
- It is still important to maintain social distancing of 6 feet, when possible.



### How to Wear a Cloth Face Covering

- Make sure it fits snugly but comfortably against the side of the face. Secure with ties or ear loops.
- Use a cover with multiple layers of fabric but make sure it allows for breathing without restriction.
- Be careful not to touch your eyes, nose, or mouth when removing and wash hands immediately after.
- Do not put used face coverings where others can touch them.
- Do not touch or use anyone else's face covering. Assume used masks are contaminated until they are laundered.
- When not using your cloth face covering, store it in your personal locker where the cover will not become soiled or picked up by others.
- If you must take off your face covering and then put it back on before laundering, ensure the part of the covering that was facing out stays facing out. (Consider marking the outside or inside).



### Routinely Wash Cloth Face Coverings

- The cover should be washed before the first use.
- Inmates should send cloth face coverings through the institution wash cycles with other clothing.
- Launder face coverings using the warmest water setting and dry completely.



## What you need to know about Coronavirus Disease 2019 (COVID-19)

You may have heard about the novel coronavirus, also called COVID-19. This illness was first identified a few months ago and has spread around the world in a short time. The Bureau of Prisons has been taking measures to help prevent the spread of COVID-19.

### How it Spreads

COVID-19 is a virus. This means it spreads by body fluids and direct contact. It can also live in the air and on surfaces. We are still learning about it, but we think it lives outside the body for many hours.



- ⇒ Between people who are in close contact with one another (within about 6 feet).
- ⇒ Through droplets produced when an infected person coughs or sneezes.

The virus can live on surfaces for several days. It may be possible that a person can get COVID-19 by touching a surface or object that has the virus on it and then touching their own mouth, nose, or possibly their eyes

### SYMPTOMS

COVID-19 is a respiratory illness - it mainly affects breathing. People who are infected may have a variety of different symptoms.

The most common symptoms include:

- ⇒ Fever
- ⇒ Cough
- ⇒ Shortness of breath



Less common symptoms include

- ⇒ vomiting
- ⇒ diarrhea
- ⇒ headaches
- ⇒ aches and pains
- ⇒ sore throat



### Take steps to protect yourself

- ⇒ Wash your hands often with soap and water for at least 20 seconds especially after you blow your nose, cough, or sneeze.
- ⇒ Avoid touching your eyes, nose, and mouth with unwashed hands.



#### Avoid close contact

- ⇒ You may have heard the term "social distancing" - this means trying to keep as much space as possible between you and other people.

#### Cover coughs and sneezes

- ⇒ Cover your mouth and nose with a tissue when you cough or sneeze or use the inside of your elbow.
- ⇒ Throw used tissues in the trash.
- ⇒ Immediately wash your hands with soap and water for at least 20 seconds.



### People who are sick may be placed in isolation

This means they will be housed away from other inmates to keep others from getting sick. If you are placed in isolation, you will still have access to staff and materials to keep you occupied.

If you develop emergency warning signs for COVID-19 get medical attention immediately.



#### Emergency warning signs include:

- ⇒ Trouble breathing,
- ⇒ Persistent pain or pressure in the chest,
- ⇒ New confusion or inability to arouse,
- ⇒ Bluish lips or face

We encourage you to keep in contact with your loved ones and engage in healthy activities like programming, reading, and exercise.

Reach out to Psychology Services if you are feeling anxious about this issue.



## Lo que debe saber acerca de la enfermedad del coronavirus 2019 (covid-19)



Es posible que haya oído hablar sobre el nuevo coronavirus, también conocido como covid-19. Esta enfermedad se identificó por primera vez hace algunos meses y se ha expandido en todo el mundo en un corto tiempo. La Agencia de Prisiones ha tomado medidas para prevenir la propagación de la covid-19.

### Forma de contagio



La enfermedad covid-19 es un virus. Eso significa que se contagia a través de los fluidos corporales y el contacto directo. También puede sobrevivir en el aire y en las superficies. Aún estamos aprendiendo sobre él, pero se cree que puede sobrevivir muchas horas fuera del cuerpo.

- ⇒ Entre personas con contacto cercano (a una distancia de aproximadamente 6 pies).
- ⇒ Mediante las gotas que se producen cuando la persona infectada tose o estornuda.

El virus puede sobrevivir varios días en las superficies. Es posible contagiarse por tocar una superficie o un objeto que tiene el virus y luego tocarse la boca, la nariz o los ojos.

### SÍNTOMAS

La covid-19 es una enfermedad respiratoria, es decir, que afecta principalmente a la función de respiración. Los infectados pueden presentar diversos síntomas.

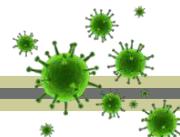
Los síntomas más comunes incluyen los siguientes:

- ⇒ fiebre,
- ⇒ tos,
- ⇒ dificultad para respirar.



Los síntomas menos comunes incluyen los siguientes:

- ⇒ vómitos,
- ⇒ diarrea,
- ⇒ dolor de cabeza,
- ⇒ dolor y malestar,
- ⇒ dolor de garganta.



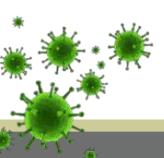
### Tome medidas para protegerse

- ⇒ Lávese las manos frecuentemente con agua y jabón por al menos 20 segundos, especialmente luego de sonarse la nariz, toser o estornudar.
- ⇒ Evite tocarse los ojos, la nariz y la boca sin haberse lavado las manos previamente.



#### Evite el contacto cercano

- ⇒ Es posible que haya oído hablar del término "distanciamiento social", que significa mantener la mayor distancia posible con las demás personas.



#### Cúbrase la boca si tose y estornuda

- ⇒ Cúbrase la boca y la nariz con un pañuelo cuando tosa o estornude, o utilice la parte interna del codo.
- ⇒ Tire los pañuelos usados a la basura.
- ⇒ Lávese las manos inmediatamente con agua y jabón por al menos 20 segundos.

### Es probable que se coloque en aislamiento a las personas con síntomas

Esto significa que se las mantendrá separadas de los otros reos, con el objeto de evitar que ellos se contagien. Si lo ponen en aislamiento, seguirá teniendo acceso al personal y a los materiales que le permiten mantenerse ocupado.

Si desarrolla síntomas de emergencia de la covid-19, solicite atención médica inmediatamente.



#### Los síntomas de emergencia incluyen los siguientes:

- ⇒ dificultad para respirar;
- ⇒ dolor persistente o presión en el pecho;
- ⇒ confusión reciente o incapacidad para levantarse;
- ⇒ labios o rostro azulados.

Le recomendamos que se mantenga en contacto con sus seres queridos y que realice actividades saludables, como la programación, la lectura y el ejercicio.

Acérquese a Servicios Psicológicos si siente ansiedad sobre este tema.

4/15/2020

# wash YOUR Hands!



**5 Dry**

**4 Rinse**

**4 Rinse**

**4 Rinse**



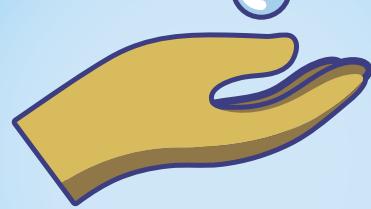
This material was developed by CDC. The Life is Better with Clean Hands campaign is made possible by a partnership between the CDC Foundation, GOJO, and Staples. HHS/CDC does not endorse commercial products, services, or companies.

# ¡LÁVATE LAS MANOS!



**5 Seca**

**4 Enjuaga**



**4 Enjuaga**



¡Aunque las  
manos se vean  
limpias pueden  
tener microbios  
asquerosos!

**2 Enjabona**



**2 Enjabona**



**3 Restriega**



**1 Moja**



U.S. Department of  
Health and Human Services  
Centers for Disease  
Control and Prevention

Este material fue elaborado por los CDC. La campaña "La Vida es Mejor con las Manos Limpias" es posible gracias a una asociación entre la Fundación de los CDC, GOJO Industries y Staples. Los CDC y el HHS no respaldan productos, servicios ni empresas comerciales.

# Symptoms of Coronavirus (COVID-19)

Your symptoms can include the following:

Fever



Cough



Shortness  
of breath



If you have COVID-19, you may have mild (or no symptoms) to severe illness.

Symptoms can appear 2-14 days after you are exposed to the virus that causes COVID-19.

Seek medical attention immediately if you or someone you love has **emergency warning signs**, including:

- Trouble breathing
- Persistent pain or pressure in the chest
- New confusion or not able to be woken
- Bluish lips or face

This list is not all inclusive. Please consult your medical provider for any other symptoms that are severe or concerning.



[cdc.gov/coronavirus](https://www.cdc.gov/coronavirus)

# SÍNTOMAS DE LA ENFERMEDAD DEL CORONAVIRUS 2019

**Los pacientes con COVID-19 han presentado enfermedad respiratoria de leve a grave.**

**Los síntomas\* pueden incluir**

**FIEBRE**



**TOS**



**Consulte a un médico si presenta síntomas y ha estado en contacto cercano con una persona que se sepa que tiene el COVID-19, o si usted vive o ha estado recientemente en un área en la que haya propagación en curso del COVID-19.**

**DIFICULTAD  
PARA RESPIRAR**



[cdc.gov/COVID19-es](https://www.cdc.gov/COVID19-es)



U.S. Department of Justice  
Federal Bureau of Prisons

Washington, D.C. 20534

March 13, 2020

MEMORANDUM FOR ALL CHIEF EXECUTIVE OFFICERS

FROM: ANDRE MATEVOUSIAN, ACTING ASSISTANT DIRECTOR  
CORRECTIONAL PROGRAMS DIVISION

L. CRISTINA GRIFFITH, ASSISTANT DIRECTOR  
HUMAN RESOURCE MANAGEMENT DIVISION

SUBJECT: CORONAVIRUS (COVID-19) PHASE TWO ACTION PLAN

The BOP has been planning for coronavirus since January 2020. Phase One activities included guidance from the Health Services Division regarding description of the disease, where the infection was occurring and best practices to mitigate transmission. An agency task force was working in conjunction with subject matter experts in the Centers for Disease Control (CDC) and reviewing guidance from the World Health Organization. The Bureau of Prisons (BOP), after coordination with the Department of Justice and the White House, is implementing Phase Two of our COVID-19 response.

Effective immediately, the following measures are being deployed by the BOP for institution operations in order to mitigate the spread of COVID-19, acknowledging the country will have more confirmed cases in the coming weeks. Due to the high population density of prisons, the BOP is vulnerable to higher rates of infection and transmission within prisons and communities where staff live. These measures are also being put in place to ensure staff remain healthy and available for duty. (Specific guidance for non-institution BOP offices (e.g. Central and Regional Offices and BOP training centers) will be issued for those locations.)

**HIRING:** Staff hiring initiatives will continue.

**LOGISTICS:** All institutions should assess their inventories of food, medicines, cleaning supplies, and sanitation supplies. Institutions and regions should also update their pandemic plans and institutions should establish quarantine areas within their facilities, should they be needed.

**SOCIAL VISITS:** Social visits will be suspended for 30 days, at which time the suspension will be reevaluated.

*To ensure that inmates maintain community ties, inmate telephone system minutes will be increased to 500 minutes per calendar month Bureau-wide by the Trust Fund Branch.*

**INMATE MOVEMENT:** All inmate internal movement will be suspended for 30 days, at which time the suspension will be reevaluated. Exceptions to this suspension are transfers related to forensic studies, writs, Interstate Agreements on Detainers (IAD), medical or mental health reasons, and RRC placements. Admission of newly-committed inmates will continue. Other case-by-case exceptions for judicial proceedings may be brought to the attention of the appropriate Regional Counsel for consideration.

*All intra-agency movements are suspended. Local medical trips should still continue, as necessary.*

**LEGAL VISITS:** Legal visits will be suspended for 30 days, at which time the suspension will be reevaluated. Case-by-case approval at the local level and confidential legal calls will be allowed in order to ensure access to counsel.

*Access to legal counsel remains a paramount requirement and should be accommodated to the maximum extent practicable. Although legal visits are generally suspended for 30-days, case-by-case accommodation should be made at the local level. Attorneys should be encouraged to make requests through the main email address for each facility located on bop.gov, telephonically or by contacting the appropriate Consolidated Legal Center (CLC). The CEO must designate staff at the institution to monitor the email box on an ongoing, regular basis.*

*If approved for an in-person visit, the attorney will need to undergo screening using the same procedures as staff. The overall authority to approve legal visits lies with the Warden.*

**OFFICIAL STAFF TRAVEL:** Official staff travel, with the exception of relocation travel, will be suspended for 30 days, at which time the suspension will be reevaluated. Any exceptions must be approved by the BOP Deputy Director.

**TRAINING:** All staff training is suspended for 30 days, (to include conferences and meetings), with the exception of ICT1 and ICT2, at which time the suspension will be reevaluated. Any exceptions must be approved by the Deputy Director.

*Larger training facilities should be used for ICT1, where practicable, to accomplish social distancing.*

**CONTRACTORS:** Contractors performing essential services or necessary maintenance on essential systems will continue, and will be screened using the same procedures as for staff prior to entry.

*Essential services include, for example, medical services, mental health services, religious services and critical infrastructure repairs.*

**VOLUNTEERS:** Volunteer visits will be suspended for 30 days, unless approved by the Deputy Director of the BOP. The suspension will be reevaluated in 30 days. Alternate means of communication will be considered for inmates who request to speak with a religious advisor.

*Alternate means of communication should include telephone calls, video conferences and other appropriate forms of communication. If approved for an in-person visit, the volunteer will need to undergo screening using the same procedures as staff*

**SCREENING OF STAFF:** Enhanced health screening of staff will be implemented in areas with “sustained community transmission” and at medical referral centers. “Sustained community transmission” is determined by the CDC and will be indicated on the map on this resource page: <https://www.cdc.gov/coronavirus/2019-ncov/cases-in-us.html> where state community transmission indicates “Yes”. Such screening includes self-reporting and temperature checks for the next 30 days, at which time the process will be reevaluated.

*An updated screening tool will be distributed to institutions in “sustained community transmission” areas and to medical referral centers. CEOs in those areas should work with their Health Services Administrator to designate a qualified health care professional to be available on all shifts to administer the temperature checks and record it on the screening form. Employees performing the screening must have appropriate PPE, to include the N-95 respirator, face shield/goggles, gloves and a gown.*

*Given the public health emergency, staff who refuse the enhanced health screening will be denied entry and may be subject to disciplinary action.*

*If staff register an oral temperature of greater than or equal to 100.4 degrees (Fahrenheit), they will be denied entry to the facility and put on sick leave. If an employee comes to work with any symptoms of illness, please refer to the [OPM guidance issued on Saturday, March 7th](#) (Section F).*

**SCREENING OF INMATES:** Field sites should continue to screen inmates for COVID-19 following previously indicated practices:

- All newly-arriving BOP inmates are screened for COVID-19 exposure risk factors and symptoms.
- Asymptomatic inmates with exposure risk factors are to be quarantined.
- Symptomatic inmates with exposure risk factors are to be isolated and tested for COVID-19 per local health authority protocols
- **To-date, no inmates have tested positive for COVID-19 in the BOP.**

**TOURS:** Tours will be suspended for 30 days, at which time the suspension will be reevaluated. Any exceptions must be approved by the Deputy Director.

*Requests should be routed through the appropriate Regional Director to the applicable Assistant Director (for example, judicial requests through OGC, legislative requests through IPPA, etc.). If approved, participants will need to undergo screening using the same procedures as staff*

**MODIFIED OPERATIONS:** For the next 30 days, Wardens should implement modified operations to maximize social distancing in our facilities, as much as practicable. The suspension will be reevaluated in 30 days. In recognition of First Step Act requirements, programs should continue to be operated when feasible. CEOs and UNICOR staff should endeavor to maintain operations of UNICOR factories as long as practicable, with consideration of this guidance.

All Program Reviews and ACA/PREA audits will be rescheduled once normal operations are resumed.

*CEOs should consider staggered meal times and staggered recreation times, for example, in order to limit congregate gatherings. All community service projects should also be suspended for 30 days.*

**PRIVATE CONTRACTORS:** This COVID-19 guidance will be shared with private prisons and Residential Reentry Centers (RRCs) for dissemination to staff and inmates in these facilities, so that similar protocols can be implemented.

**Questions:** If staff have questions about COVID-19, they may reach out to the agency through [COVID19Questions@bop.gov](mailto:COVID19Questions@bop.gov).

We appreciate your assistance and cooperation in this important matter.

**ATTACHMENT A – SAMPLE WARDEN MEMO TO INMATES**

**MEMORANDUM FROM WARDEN**

**SUBJECT:** **BOP CORONAVIRUS (COVID-19) PROTECTIVE MEASURES**

As you may be aware in talking to persons in the community, the United States is seeing an increase in the number of confirmed cases of infected persons. Effective immediately, the following actions are being taken by the Bureau of Prisons (BOP) in order to prevent or reduce the spread of COVID-19.

**SCREENING OF INMATES:** The BOP is screening inmates for COVID-19 using established practices:

- All newly-arriving BOP inmates are screened for COVID-19 exposure risk factors and symptoms.
- Asymptomatic inmates with exposure risk factors are being quarantined.
- Symptomatic inmates with exposure risk factors are to be isolated and tested for COVID-19 per local health authority protocols
- **To-date, no inmates have tested positive for COVID-19 in the BOP.**

**SOCIAL VISITS:** Social visits are suspended for 30 days, at which time the suspension will be reevaluated.

*To ensure that inmates maintain community ties, inmate telephone system minutes will be increased nationally to 500 minutes per calendar month.*

**INMATE MOVEMENT:** Inmate movement between facilities is suspended for 30 days, at which time the suspension will be reevaluated. BOP will make exceptions for special cases such as writs for prosecution on pending charges, Interstate Agreements on Detainers (IAD), medical or mental health reasons, and RRC placements. The BOP will also continue to process and admit new inmates. Other case-by-case exceptions for judicial proceedings may also be made.

*Local medical trips will be made, as necessary.*

**LEGAL VISITS:** Legal visits will be suspended for 30 days, at which time the suspension will be reevaluated. Case-by-case approval at the local level and confidential legal calls will be allowed in order to ensure access to counsel.

*Access to legal counsel will be accommodated to the maximum extent practicable. Although legal visits are generally suspended for 30-days, you may make a request to your Unit Team, who will forward it to the institution's Legal Department for review and final approval by the Warden. Attorneys will be screened prior to being admitted to the facility.*

**VOLUNTEERS:** Volunteer visits will be suspended for 30 days, with limited exceptions. The suspension will be reevaluated in 30 days. Inmates who wish to speak with a religious advisor should make a request through their Unit Team.

**MODIFIED OPERATIONS:** For the next 30 days, the facility will operate on a modified basis to limit inmate group contact, as much as possible. This action is necessary to limit the transmission of the disease if anyone becomes infected. The suspension will be reevaluated in 30 days.

We appreciate your assistance and cooperation in this important matter.



U.S. Department of Justice  
Federal Bureau of Prisons

Washington, D.C. 20534

March 18, 2020

MEMORANDUM FOR ALL CHIEF EXECUTIVE OFFICERS

FROM: ANDRE MATEVOUSIAN, ACTING ASSISTANT DIRECTOR  
CORRECTIONAL PROGRAMS DIVISION

L. CRISTINA GRIFFITH, ASSISTANT DIRECTOR  
HUMAN RESOURCE MANAGEMENT DIVISION

SUBJECT: CORONAVIRUS (COVID-19) PHASE TWO ACTION PLAN – UPDATE #1 (Updates  
highlighted below)

The BOP has been planning for coronavirus since January 2020. Phase One activities included guidance from the Health Services Division regarding description of the disease, where the infection was occurring and best practices to mitigate transmission. An agency task force was working in conjunction with subject matter experts in the Centers for Disease Control (CDC) and reviewing guidance from the World Health Organization. The Bureau of Prisons (BOP), after coordination with the Department of Justice and the White House, is implementing Phase Two of our COVID-19 response.

Effective immediately, the following measures are being deployed by the BOP for institution operations in order to mitigate the spread of COVID-19, acknowledging the country will have more confirmed cases in the coming weeks. Due to the high population density of prisons, the BOP is vulnerable to higher rates of infection and transmission within prisons and communities where staff live. These measures are also being put in place to ensure staff remain healthy and available for duty. (Specific guidance for non-institution BOP offices (e.g. Central and Regional Offices and BOP training centers) will be issued for those locations.)

**HIRING:** Staff hiring initiatives will continue. For those sites who are processing applicants, please ensure that such persons are screened in the same manner as staff.

**LOGISTICS:** All institutions should assess their inventories of food, medicines, cleaning supplies, and sanitation supplies. Institutions and regions should also update their pandemic plans and institutions should establish quarantine areas within their facilities, should they be needed.

**SOCIAL VISITS:** Social visits will be suspended for 30 days, at which time the suspension will be reevaluated.

*To ensure that inmates maintain community ties, inmate telephone system minutes will be increased to 500 minutes per calendar month Bureau-wide by the Trust Fund Branch.*

**INMATE MOVEMENT:** Generally, inmate internal movement will be suspended for 30 days, at which time the suspension will be reevaluated. Exceptions to this suspension may include, but are not limited to, transfers related to forensic studies, writs, Interstate Agreements on Detainers (IAD), medical or mental health reasons, and RRC placements. **The BOP may also move inmates to better manage the detention bedspace.** Admission of newly-committed inmates will continue with appropriate screening as previously directed. Other case-by-case exceptions for judicial proceedings may be brought to the attention of the appropriate Regional Counsel for consideration.

*Local medical trips should still continue, as necessary. All movements will be authorized under the following condition:*

- *Inmates must have been in BOP custody for greater than 14 days;*
- *Perform an exit screening for COVID-19 symptoms (fever, cough, shortness of breath and temperature).*
  - *If the inmate has no symptoms and a temperature less than 100.4 degrees F, the inmate can be transferred and no Personal Protective Equipment (PPE) required by escorting staff.*
  - *If the inmate has COVID-19 symptoms, or temperature greater than 100.4 degrees F, they should not be transferred and immediately placed in isolation.*
- *Regional Directors will notify the BOP Emergency Operations Center prior to movement in order to track and monitor movement.*

*Inmates releasing to the community, whether through a Residential Reentry Center or otherwise, will be provided a sixty-day supply of medication. (BOP policy has been waived for this specific requirement.)*

**LEGAL VISITS:** Legal visits will be suspended for 30 days, at which time the suspension will be reevaluated. Case-by-case approval at the local level and confidential legal calls will be allowed in order to ensure access to counsel.

*Access to legal counsel remains a paramount requirement and should be accommodated to the maximum extent practicable. Although legal visits are generally suspended for 30-days, case-by-case accommodation should be made at the local level. Attorneys should be encouraged to make requests through the main email address for each facility located on bop.gov, telephonically or by contacting the appropriate Consolidated Legal Center (CLC). The CEO must designate staff at the institution to monitor the email box on an ongoing, regular basis.*

*If approved for an in-person visit, the attorney will need to undergo screening using the same procedures as staff. The overall authority to approve legal visits lies with the Warden.*

**OFFICIAL STAFF TRAVEL:** Official staff travel, with the exception of relocation travel, will be suspended for 30 days, at which time the suspension will be reevaluated. Any exceptions must be approved by the BOP Deputy Director.

**TRAINING:** All staff training is suspended for 30 days, (to include conferences and meetings), with the exception of ICT1 and ICT2, at which time the suspension will be reevaluated. Any exceptions must be approved by the Deputy Director.

*Larger training facilities should be used for ICT1, where practicable, to accomplish social distancing.*

**CONTRACTORS:** Contractors performing essential services or necessary maintenance on essential systems will continue, and will be screened using the same procedures as for staff prior to entry if they are operating in the local commuting area. If, however, a contractor's scope of work includes travel and contracts in an area with a "Sustained community transmission" (see "Screening of Staff" section below), the contractor will be expected to undergo enhanced screening.

*Essential services include, for example, medical services, mental health services, religious services and critical infrastructure repairs.*

**VOLUNTEERS:** Volunteer visits will be suspended for 30 days, unless approved by the Deputy Director of the BOP. The suspension will be reevaluated in 30 days. Alternate means of communication will be considered for inmates who request to speak with a religious advisor.

*Alternate means of communication should include telephone calls, video conferences and other appropriate forms of communication. If approved for an in-person visit, the volunteer will need to undergo screening using the same procedures as staff*

**SCREENING OF STAFF:** Enhanced health screening of staff will be implemented in areas with "sustained community transmission" and at medical referral centers. "Sustained community transmission" is determined by the CDC and will be indicated on the map on this resource page: <https://www.cdc.gov/coronavirus/2019-ncov/cases-in-us.html> where state community transmission indicates "Yes". Such screening includes self-reporting and temperature checks for the next 30 days, at which time the process will be reevaluated.

*An updated screening tool will be distributed to institutions in "sustained community transmission" areas and to medical referral centers. CEOs in those areas should work with their Health Services Administrator to designate a qualified health care professional to be available on all shifts to administer the temperature checks and record it on the screening form. Employees performing the screening must have appropriate PPE, to include a surgical mask, face shield/goggles, gloves and a gown.*

*Given the public health emergency, staff who refuse the enhanced health screening will be denied entry and may be subject to disciplinary action.*

*If staff register an oral temperature of greater than or equal to 100.4 degrees (Fahrenheit), they will be denied entry to the facility and put on sick leave. If an employee comes to work with any symptoms of illness, please refer to the [OPM guidance issued on Saturday, March 7th](#) (Section F).*

**HIGH RISK OR VULNERABLE STAFF:** The CDC has identified that based on information from China, certain persons are at higher risk for more serious complications from COVID-19. Such persons are:

- Older adults (age 60 or over)
- People who have serious chronic medical conditions (per CDC's website);
- Pregnant women.

Staff who are considered by the CDC to be at a higher risk regarding COVID-19 may be eligible for additional accommodations. Please review guidance for this population on [the CDC website](#) and consult with your supervisor. Employees are required to self-certify their medical condition. The self-certification form can be found on the [Sallyport COVID-19 Resource page](#).

A special note regarding accommodation requests based on spouses or significant others who are considered to be at higher risk for COVID-19 complications:

The CDC does not recommend testing, symptom monitoring or special management for people exposed to asymptomatic people with potential exposures to COVID-19. In other words, "contacts of contacts" are not considered to be at risk.

As such, while a staff member who comes into work could be considered a person with potential exposure (i.e., a "contact of a contact"), the staff member's spouse or partner is not considered to be at increased risk for exposure to COVID-19 and, as applied to consideration for higher risk accommodation, is not a criteria for approval of accommodation for the employee.

**SCREENING OF INMATES:** Field sites should continue to screen inmates for COVID-19 following previously indicated practices:

- All newly-arriving BOP inmates are screened for COVID-19 exposure risk factors and symptoms.
- Asymptomatic inmates with exposure risk factors are to be quarantined.
- Symptomatic inmates with exposure risk factors are to be isolated and tested for COVID-19 per local health authority protocols
- **To-date, no inmates have tested positive for COVID-19 in the BOP.**

**TOURS:** Tours will be suspended for 30 days, at which time the suspension will be reevaluated. Any exceptions must be approved by the Deputy Director.

*Requests should be routed through the appropriate Regional Director to the applicable Assistant Director (for example, judicial requests through OGC, legislative requests through IPPA, etc.). If approved, participants will need to undergo screening using the same procedures as staff*

**MODIFIED OPERATIONS:** For the next 30 days, Wardens should implement modified operations to maximize social distancing in our facilities, as much as practicable. The suspension will be reevaluated in 30 days. In recognition of First Step Act requirements, programs should continue to be operated when feasible. CEOs and UNICOR staff should endeavor to maintain operations of UNICOR factories as long as practicable, with consideration of this guidance.

All Program Reviews and ACA/PREA audits will be rescheduled once normal operations are resumed.

*CEOs should consider staggered meal times and staggered recreation times, for example, in order to limit congregate gatherings. All community service projects should also be suspended for 30 days.*

**PRIVATE CONTRACTORS:** This COVID-19 guidance will be shared with private prisons and Residential Reentry Centers (RRCs) for dissemination to staff and inmates in these facilities, so that similar protocols can be implemented.

**Questions:** If staff have questions about COVID-19, they may reach out to the agency through [COVID19Questions@bop.gov](mailto:COVID19Questions@bop.gov).

We appreciate your assistance and cooperation in this important matter.



U.S. Department of Justice

Federal Bureau of Prisons

Washington, DC 20534

MAR 18 2020

MEMORANDUM FOR ALL CENTRAL OFFICE, REGIONAL OFFICE AND TRAINING CENTER STAFF

FROM: L. Cristina Griffith  
Assistant Director  
Human Resource Management Division

SUBJECT: Coronavirus (COVID 19) Phase III Action Plan  
Non-Institution Locations

The following guidance applies to non-institution Bureau of Prisons (BOP) locations only: Central Office, Regional Offices, Training Centers, the Grand Prairie Office Complex, and RRM Offices. This guidance is intended to mitigate the spread of COVID-19 in these locations and encourage the practice of social distancing, while maximizing flexibility and productivity for staff to accomplish the agency mission. This guidance is effective until further notice, and will be evaluated and updated as the COVID-19 response evolves.

## TELEWORK

On March 15, 2020, the Department of Justice (DOJ) temporarily relaxed the policy requirements for telework, asking that all components explore maximum available flexibilities to enable social distancing as much as possible to mitigate the spread of the disease. This discretion, however, is expected to be exercised so as not to diminish public confidence, and to support institution operations.

**TELEWORK READY:** Effective immediately, all staff who are telework ready, (meaning they have a current telework agreement, an active remote access (RSA) token, and a laptop/tablet that has been properly updated to Windows 10), may make a request through their supervisor to telework up to five (5) days a week. The BOP is temporarily relaxing our telework policy (PS3630.02) until further notice, and

permitting employees to telework notwithstanding a compressed work schedule (CWS) and to care for others in their home while teleworking. Under the former exception (CWS + telework), the employee is expected to work their full schedule (5/4/9 or 4/10) regardless of whether their workplace is at home or at the office. Under the latter exception (providing care for a household member), a teleworking employee is expected to account for all work and non-work hours and take appropriate leave to account for time spent away from work-related duties. All other provisions of policy relating to telework and the employee's telework agreement remain in effect.

It is the employee's responsibility to maintain productivity by forwarding their desk phones or checking voicemail regularly. Delays in responsiveness will result in reevaluation of the telework schedule.

Supervisors will review all telework agreements to ensure organizational effectiveness.

*Although the Bureau is maximizing the opportunity to telework during this period, please note that five days of telework may not be possible in all cases, and even if approved, staff members may be directed to report to the work site as needed.*

**TELEWORK ELIGIBLE BUT NOT READY:** Staff whose positions are telework eligible, but are not telework ready, may not be able to telework at this time. Staff who are interested in telework must complete a telework agreement and provide it to their supervisor, however, the approval will rest with the appropriate Assistant Director, Regional Director, or Training Center Director, or designees, until further notice. For tracking and accountability purposes, please submit the agreements to the appropriate Human Resource Servicing Office. If possible, staff should complete the telework training, prior to beginning telework, but it is not mandatory during this emergency. Managers should consider providing work to staff that can be performed at home without access to the workstation. If management determines the staff member needs to be physically present, consideration to staggering staff schedules (days or shifts) to minimize the number of staff in the workspace to encourage maximum social distancing should be evaluated. The agency is aggressively working to acquire additional equipment or repurpose existing equipment for teleworking. Once the equipment is available, it will be distributed to employees in relation to request submission and agency priorities. Any staff who management determines to not

need to be physically present in the workplace, will be placed on weather and safety leave. Any staff who can perform work at home for any time period (days or hours), will be placed on weather and safety leave for time that they do not have or are not provided work to perform at home.

**TELEWORK INELIGIBLE:** Staff whose positions are currently not telework eligible, may temporarily be considered to telework during this public health emergency, work permitting. As stated above, managers should consider providing work to staff that can be performed at home without access to the workstation. If the staff member needs to be physically present at the worksite, consider staggering staff schedules (days or shifts) to minimize the number of staff in the workspace to encourage maximum social distancing. Any staff who management determine to not need to be physically present in the workplace, will be placed on weather and safety leave. Any staff who can perform work at home, during all or part of the day, will be placed on weather and safety leave for time that they are not provided work to perform at home.

## HIGH RISK OR VULNERABLE STAFF

The CDC has identified that based on information from China, certain persons are at higher risk for more serious complications from COVID-19. Such persons are:

- Older adults (age 60 or over)
- People who have serious chronic medical conditions such as:
  - Heart disease
  - Diabetes, and
  - Lung disease.

Staff who are considered by the CDC to be at a higher risk regarding COVID-19 may be eligible for additional telework accommodations. Please review guidance for this population on the CDC website and consult with your supervisor.

A special note regarding telework requests based on spouses or significant others who are considered to be at higher risk for COVID-19 complications:

The CDC does not recommend testing, symptom monitoring or special management for people exposed to asymptomatic people with potential exposures to COVID-19. In other words, "contacts of contacts" are not considered to be at risk.

As such, while a staff member who comes into work could be considered a person with potential exposure (i.e., a "contact of a contact"), the staff member's spouse or partner is not considered to be at increased risk for exposure to COVID-19 and, as applied to consideration for higher risk telework, is not a criteria for approving full-time telework for the employee.

As previously stated in the introduction, the telework guidelines noted above are temporary, but until further notice, but may be modified in the interim as needed.

## CONTRACTORS

Guidance for contractors at the Central Office, Regional Offices or Training Centers is similar to the requirements of contractor access to institutions. Contractors performing essential services or necessary maintenance on essential systems will continue to be provided access. They must complete the screening tool for contractors and visitors posted on Sallyport and the BOP public website prior to being authorized entry.

## MEETINGS

Whenever possible, practice social distancing at all meetings. Meetings with external persons should be facilitated via conference call, video conference or web conferencing whenever feasible. If an in-person meeting is required, the visitor must complete the Visitor/Contractor screening tool posted on Sallyport and the BOP's public website.

## TRAINING

All staff training is suspended for 30 days (to include conferences), with the exception of ICT1, at which time the suspension will be reevaluated. Any exceptions must be routed through your Assistant Director or Regional Director for approval by the BOP Deputy Director. NIC staff should route their request through the Acting NIC Director for consideration by the BOP Deputy Director.

## OFFICIAL STAFF TRAVEL

Official staff travel, with the exception of relocation travel, will be suspended for 30 days, at which time the suspension will be reevaluated, based upon directive of the Office of Management and Budget. Any exceptions must be approved through your Assistant

Director or Regional Director by the BOP Deputy Director. NIC staff should route their request through the Acting NIC Director for consideration by the BOP Deputy Director.

## SCREENING OF STAFF

It is possible that in the future, a BOP office covered by this guidance will become part of a location identified by the CDC as having "sustained community transmission." These areas are indicated on the map on this resource page: <https://www.cdc.gov/coronavirus/2019-ncov/cases-in-us.html> where state community transmission indicates "Yes." If such an event occurs, essential staff who are required to be present in the office will undergo enhanced health screening. Such screening includes self-reporting and temperature checks. Employees who will be designated to perform the screening will have appropriate Personal Protective Equipment (PPE), to include the N-95 respirator, face shield/goggles, gloves and a gown.

Given the public health emergency, essential staff who refuse the enhanced health screening will be denied entry and may be subject to disciplinary action. If staff register an oral temperature of greater than or equal to 100.4 degrees (Fahrenheit), they will be denied entry to the facility and put on sick leave. If an employee comes to work with any symptoms of illness, please refer to the OPM guidance issued on Saturday, March 7, 2020 (Section F).

## SECONDARY LAW ENFORCEMENT STAFF

As this emergency evolves, any secondary law enforcement staff may be deployed to institutions to meet institution staffing levels throughout this public health emergency.

**Questions:** If staff have questions about COVID-19, they may reach out to the agency through [COVID19Questions@bop.gov](mailto:COVID19Questions@bop.gov).

We appreciate your assistance and cooperation in this important matter.



**U.S. Department of Justice  
Federal Bureau of Prisons**

Washington, D.C. 20534

March 26, 2020

**MEMORANDUM FOR ALL CHIEF EXECUTIVE OFFICERS**

**FROM:** ANDRE MATEVOUSIAN, ACTING ASSISTANT DIRECTOR  
CORRECTIONAL PROGRAMS DIVISION

L. CRISTINA GRIFFITH, ASSISTANT DIRECTOR  
HUMAN RESOURCE MANAGEMENT DIVISION

**SUBJECT:** CORONAVIRUS (COVID-19) PHASE FOUR ACTION PLAN

Effective immediately, the following preventative measures are mandated for all institutions.

**QUARANTINE AND ISOLATION**

At every facility, all newly admitted inmates to the Bureau of Prisons (BOP), whether in a sustained community transition area or not, will be assessed using the screening tool (see attached), and a temperature check will be performed by trained staff or contractors. This includes all new intakes, detainees, commitments, writ returns, and parole violators, regardless of their mode of arrival (e.g., voluntary surrender, U.S. Marshals Service (USMS)/Justice Prisoner and Alien Transportation System (JPATS), Immigration and Customs Enforcement (ICE)). Intra-system transfers of inmates who have been in the BOP population for more than 14 days do not need to be screened upon return to the facility. Employees and contractors performing the screening must wear Personal Protective Equipment (PPE), to include surgical mask, face shield/goggles, gloves, and a gown in accordance with Centers for Disease Control and Prevention (CDC) guidance. It is not required to change PPE after each screening. PPE must be changed after a suspect screening or upon being contaminated.

If a screened inmate is asymptomatic, they will be placed in quarantine for a minimum of 14 days or until cleared by medical staff.

If an inmate is symptomatic (shortness of breath, cough, or a temperature of 100.4° Fahrenheit or higher), they must be placed in isolation until they test negative for COVID-19, and cleared by medical staff as meeting CDC criteria for release from isolation.

Please reference the quarantine and isolation documents on Sallyport, available here:  
[http://sallyport.bop.gov/co/hsc/infectious\\_disease/COVID-19%20Guidance.jsp](http://sallyport.bop.gov/co/hsc/infectious_disease/COVID-19%20Guidance.jsp)

## **EXIT SCREENING OF INMATES**

All inmates will have a COVID-19 symptom screening and temperature check prior to leaving a facility for routine reasons such as transfers, scheduled appointments, or court appearances. If they are symptomatic for COVID-19 (shortness of breath, cough, or a temperature of 100.4° Fahrenheit or higher), they will be placed in isolation.

## **SCREENING OF STAFF/CONTRACTORS/OTHER VISITORS:**

At every facility, all individuals will be screened using the updated screening tool and temperature checks, which will be performed by trained staff or contractors. Employees and contractors performing the screening must have appropriate PPE, to include surgical mask, face shield/goggles, gloves, and a gown, in accordance with CDC guidance.

Given the public health emergency, individuals who refuse the enhanced health screening will be denied entry into the facility. Staff who refuse the enhanced health screening may be subject to disciplinary action.

Any individual who registers a temperature of 100.4° Fahrenheit or higher will be denied entry into the facility. Staff who register a temperature of 100.4° Fahrenheit will be placed on sick leave. If staff come to work with any symptoms of illness, please refer them to OPM guidance issued on Saturday, March 7, 2020 [OPM guidance issued on Saturday, March 7th \(Section F\)](#).

## **INSTITUTIONS THAT DIRECTLY SERVICE A JUDICIAL DISTRICT**

Institutions that house pre-trial inmates or service judicial districts for court appearances will develop alternative methods to in-person appearances, if possible. These methods must be discussed through collaboration with the U.S. Attorney's Office and the Judiciary to mitigate exposure risks associated with movement to and from the court. Examples include the establishment of video conferencing or in-person hearings at the institution.

## **FIT TESTING**

Effective immediately, all non-bargaining positions within the agency are mandated to comply and participate in the respiratory protection program as stated in Program Statement 1600.11, Chapter 3 Section 2, Respiratory Protection. It is highly recommended all other staff voluntarily complete the training to ensure maximum numbers of staff are available on each shift to meet the anticipated needs throughout this public health emergency.

This participation includes the completion of the "OSHA Medical Questionnaire" for medical review and clearance followed by training and proper fit-testing for the following respirators:

- N-95
- Scott M-120 full face respirator (Gas Mask), and
- Scott AV-3000 sure seal face piece (Scott Air-Pak 75 SCBA)

Upon completion of the initial training and fit-testing, staff must maintain a state of readiness to use a respirator at all times, to include absence of facial hair that would interfere with the seal of the respirator.

Individuals who are unable to obtain medical clearance must request accommodation, in accordance with Program Statement 3720.03, Reasonable Accommodation Program.

Training and certification must be completed by Friday, April 3, 2020.

### **Questions**

If staff have questions about COVID-19, they may reach out to the agency at the following email box:  
[COVID19Questions@bop.gov](mailto:COVID19Questions@bop.gov).

We appreciate your assistance and cooperation in this important matter.



**U.S. Department of Justice  
Federal Bureau of Prisons**

Washington, D.C. 20534

March 28, 2020

**MEMORANDUM FOR ALL CHIEF EXECUTIVE OFFICERS**

**FROM:** ANDRE MATEVOUSIAN, ACTING ASSISTANT DIRECTOR  
CORRECTIONAL PROGRAMS DIVISION

L. CRISTINA GRIFFITH, ASSISTANT DIRECTOR  
HUMAN RESOURCE MANAGEMENT DIVISION

**SUBJECT:** CORONAVIRUS (COVID-19) PHASE FOUR ACTION PLAN – Update #1

Effective immediately, the following preventative measures are mandated for all institutions.

**QUARANTINE AND ISOLATION**

At every facility, all newly admitted inmates to the Bureau of Prisons (BOP), whether in a sustained community transition area or not, will be assessed using the screening tool (see attached), and a temperature check will be performed by trained staff or contractors. This includes all new intakes, detainees, commitments, writ returns, and parole violators, regardless of their mode of arrival (e.g., voluntary surrender, U.S. Marshals Service (USMS)/Justice Prisoner and Alien Transportation System (JPATS), Immigration and Customs Enforcement (ICE)). Employees and contractors performing the screening must wear Personal Protective Equipment (PPE), to include surgical mask, face shield/goggles, gloves, and a gown in accordance with Centers for Disease Control and Prevention (CDC) guidance. It is not required to change PPE after each screening. PPE must be changed after a suspect screening or upon being contaminated.

If a screened inmate is asymptomatic, they will be placed in quarantine for a minimum of 14 days or until cleared by medical staff.

If an inmate is symptomatic (shortness of breath, cough, or a temperature of 100.4° Fahrenheit or higher), they must be placed in isolation until they test negative for COVID-19, or cleared by medical staff as meeting CDC criteria for release from isolation.

Please reference the quarantine and isolation documents on Sallyport, available here:  
[http://sallyport.bop.gov/co/hsd/infectious\\_disease/COVID-19%20Guidance.jsp](http://sallyport.bop.gov/co/hsd/infectious_disease/COVID-19%20Guidance.jsp)

## **EXIT SCREENING OF INMATES**

All inmates will have a COVID-19 symptom screening and temperature check prior to leaving a facility for routine reasons such as transfers, scheduled appointments, or court appearances. If they are symptomatic for COVID-19 (shortness of breath, cough, or a temperature of 100.4° Fahrenheit or higher), they will be placed in isolation.

## **SCREENING OF STAFF/CONTRACTORS/OTHER VISITORS:**

At every facility, all individuals will be screened using the updated screening tool and temperature checks, which will be performed by trained staff or contractors. Employees and contractors performing the screening must have appropriate PPE, to include surgical mask, face shield/goggles, gloves, and a gown, in accordance with CDC guidance.

Given the public health emergency, individuals who refuse the enhanced health screening will be denied entry into the facility. Staff who refuse the enhanced health screening may be subject to disciplinary action.

Any individual who registers a temperature of 100.4° Fahrenheit or higher will be denied entry into the facility. Staff who register a temperature of 100.4° Fahrenheit will be placed on sick leave. If staff come to work with any symptoms of illness, please refer them to OPM guidance issued on Saturday, March 7, 2020 [OPM guidance issued on Saturday, March 7th](#) (Section F).

## **INSTITUTIONS THAT DIRECTLY SERVICE A JUDICIAL DISTRICT**

Institutions that house pre-trial inmates or service judicial districts for court appearances will develop alternative methods to in-person appearances, if possible. These methods must be discussed through collaboration with the U.S. Attorney's Office and the Judiciary to mitigate exposure risks associated with movement to and from the court. Examples include the establishment of video conferencing or in-person hearings at the institution.

## **FIT TESTING**

Effective immediately, all non-bargaining positions within the agency are mandated to comply and participate in the respiratory protection program as stated in Program Statement 1600.11, Chapter 3 Section 2, Respiratory Protection. It is highly recommended all other staff voluntarily complete the training to ensure maximum numbers of staff are available on each shift to meet the anticipated needs throughout this public health emergency.

This participation includes the completion of the "OSHA Medical Questionnaire" for medical review and clearance followed by training and proper fit-testing for the following respirators:

- N-95
- Scott M-120 full face respirator (Gas Mask), and
- Scott AV-3000 sure seal face piece (Scott Air-Pak 75 SCBA)

Upon completion of the initial training and fit-testing, staff must maintain a state of readiness to use a respirator at all times, to include absence of facial hair that would interfere with the seal of the respirator.

Individuals who are unable to obtain medical clearance must request accommodation, in accordance with Program Statement 3720.03, Reasonable Accommodation Program.

Training and certification must be completed by Friday, April 3, 2020.

### **Questions**

If staff have questions about COVID-19, they may reach out to the agency at the following email box:  
[COVID19Questions@bop.gov](mailto:COVID19Questions@bop.gov).

We appreciate your assistance and cooperation in this important matter.

## CORONAVIRUS DISEASE 2019 (COVID-19) STAFF SCREENING TOOL

DATE: \_\_\_\_\_

1. Temperature: _____ °F		Method:	Mouth	Ear	Forehead
<p><input type="checkbox"/> If Temperature (Mouth) <math>\geq</math> 100.4°F, or Temperature (Ear) <math>\geq</math> 101°F, or Temperature (Forehead) <math>\geq</math> 100°F Then Deny Access , Place on Leave <small>(Not Safety &amp; Weather Leave)</small> for 3 days + STOP HERE &amp; Proceed to Section 3</p>					
2. Signs (Employee Complete)					
<input type="checkbox"/> Yes	<input type="checkbox"/> No	New On-Set Cough	# of Days _____		
<input type="checkbox"/> Yes	<input type="checkbox"/> No	New Onset Trouble Speaking because of Needing to take a Breath			
<input type="checkbox"/> Yes	<input type="checkbox"/> No	Stuffy/Runny Nose			
<p>➤ Contact the Medical Officer on Call for the Institution to provide Disposition</p> <p>✓ Disposition by Medical Officer Assessment:</p> <p><input type="checkbox"/> Leave <input type="checkbox"/> Work</p>					
3. Notification of Local Human Resources Department					
<p><input type="checkbox"/> If Individual is placed on leave for Section 1 or 2, Then share document with HR Office for T&amp;A purpose</p>					
<p>➤ <u>HR</u></p> <p><input type="checkbox"/> Please have HSD place this document in the Employee's Medical Folder (Blue Folder) if leave is indicated</p>					

Staff Name (Last, First): \_\_\_\_\_ Year of Birth (Year): \_\_\_\_\_

Institution: \_\_\_\_\_ State: \_\_\_\_\_



**U.S. Department of Justice  
Federal Bureau of Prisons**

Washington, D.C. 20534

March 31, 2020

**MEMORANDUM FOR ALL CHIEF EXECUTIVE OFFICERS**

**FROM:** ANDRE MATEVOUSIAN, ACTING ASSISTANT DIRECTOR  
CORRECTIONAL PROGRAMS DIVISION

*N. C. English*  
NICOLE ENGLISH, ASSISTANT DIRECTOR  
HEALTH SERVICES DIVISION

**SUBJECT:** CORONAVIRUS (COVID-19) PHASE FIVE ACTION PLAN

As is similar to the incidence of infection in the public, the Bureau is seeing an increasing number of Quarantine and Isolation cases in our facilities. As such, the Bureau is seeking to implement additional "social distancing" in our facilities while taking proactive operational measures to mitigate further exposure and spread of COVID-19. These action steps are designed to react to the evolving nature of the COVID-19 response, while maintaining the safety and security of our facilities and the health of our employees and inmates. The Bureau's actions in Phase Five are based on health concerns, not inmate disruptive behavior.

Effective Wednesday, April 1, 2020, the Bureau will enact a fourteen-day (14) nationwide action to minimize movement to decrease the spread of the virus.

**Medical Interventions:** Rigorous infection prevention and control practices are essential to contain and mitigate the spread of COVID-19. These practices include identifying symptomatic inmates as early as possible by assessing for COVID-19 symptoms and conducting temperature checks at intake screening, exit screening, during a contact investigation, and broader screening initiatives, (e.g., daily screening or other methods of enhanced surveillance at institutions affected by COVID-19, in consultation with the Regional Quality Improvement/ Infection Prevention and Control Consultant). Institutions should also encourage early reporting of symptoms by inmates and provide them opportunities for medical evaluations. A prompt and thorough contact investigation should be performed for all cases of COVID-like symptoms, in consultation with the Regional Quality Improvement/ Infection Prevention and Control Consultant. Quarantine is indicated for all close contacts of a COVID-19 case, either suspected or confirmed, as well as for all newly-arrived inmates who have been at the facility for fourteen (14) days or less. Isolation is mandatory for any inmate with COVID-like symptoms. Personal Protective Equipment (PPE) should be worn in accordance with CDC guidance (see guidance here: [http://sallyport.bop.gov/co/hsd/infectious\\_disease/covid19/covid19\\_guidance.jsp#1\\_5](http://sallyport.bop.gov/co/hsd/infectious_disease/covid19/covid19_guidance.jsp#1_5)).

Good hand and health hygiene practices and regular cleaning and disinfection of high touch surfaces should be emphasized to the inmate population. Wardens must ensure cleaning supplies are readily

available for all inmates. Institutions without any known COVID-19 cases should take proactive infection prevention and control measures, while institutions with COVID-19 cases will need to modify delivery of health care services in accordance with guidance from the Bureau Medical Director.

Enhanced screening of all staff for COVID-19 should continue to include symptom and temperature checks at all institutions according to established procedures. Additionally, staff should be reminded to practice good hand and health hygiene and not to report to work when sick. At institutions with COVID-19 cases, staff should be limit their movement to the areas to which they are assigned, such as departments/posts, whenever feasible to help control the spread of infection.

**Limited Group Gathering:** To the extent practicable, inmates will be limited in their movements to prevent congregate gathering and maximize social distancing. Essential inmate work details such as Food Service will continue to operate with appropriate screening. Inmates movement in small numbers will be authorized for the following purposes:

- a. Commissary
- b. Laundry
- c. Showers three times each week
- d. Telephone, to include legal calls, and access to TRULINCS

Note that inmate movement is still expected to allow when necessary for the provision of required mental health or medical care, including continued Sick Call. Unicor operations as noted below will also continue.

**Appropriate Monitoring:** To ensure inmates are appropriately monitored during this fourteen (14) day action, staff are expected to continue conducting daily rounds by all departments and twice a day rounds by Health Services staff. Additionally, Unit Officers must conduct and document regular thirty minute rounds. As much as practicable, provisions should be made for in-cell programming.

**Limited External Movement:** The Bureau will coordinate with the US Marshals Service to significantly decrease incoming movement over the next fourteen (14) days. Strategic institutions will be identified for mandatory movement needs; these locations will include all detention centers and empty units that can accommodate required population increases. These areas will serve as quarantine sites until such time inmates can be moved to their final destination.

**Fit Testing:** In addition, the Bureau is now requiring all staff to be fit-tested for the N95 mask. Fit-testing will include a requirement that staff do not have facial hair. This process is not subject to the fourteen (14) day period discussed elsewhere in this action plan but should be completed as expeditiously as is practicable. This requirement will remain in effect throughout the duration of the public health emergency.

**Unicor COVID-19 Manufacturing:** Unicor is initiating the manufacture of face masks for use by inmates in Bureau custody. Once production is ramped up, Unicor will produce approximately 20,000 masks a day with priority disbursement to locations with current inmate positive cases. Unicor is also packaging hand sanitizer for use in BOP facilities. Unicor operations relating to farm operations will also continue.

We appreciate your assistance in this significant phase of our COVID-19 response.



# RESPIRATORY ISOLATION



## Precautions

*PRECAUCIONES de Sala de Cuarentena*

### ANYONE ENTERING THIS ROOM SHOULD USE:

*todas las personas que entran e esta habitacion tienen que:*

	<b>HAND HYGIENE</b> <i>Hygiene De Las Manos</i>
	<b>N-95 RESPIRATOR (Fit-Tested) or Surgical Mask</b> <i>Respirador N-95 / Mascara facial</i>
	<b>GOWN</b> <i>Bata</i>
	<b>EYE PROTECTION</b> <i>Protección para los ojos si contacto cercano</i>
	<b>GLOVES</b> <i>Guantes</i>
	<b>Patient wears surgical mask when others enter room and during transport</b> <i>Paciente lleva mascarilla quirurgica durante el transporte.</i>
	<b>Keep door closed at all times</b> <i>Mantenga la puerta cerrada en todo momento</i>



# Quarantine PRECAUTIONS

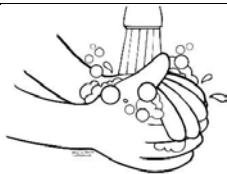


*PRECAUCIONES*

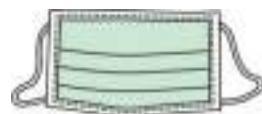
**TO PREVENT THE SPREAD OF INFECTION,**

**ANYONE ENTERING THIS ROOM SHOULD USE:**

*Para prevenir el esparcimiento de infecciones,  
todas las personas que entran en esta habitación tienen que:*



**HAND HYGIENE**  
*Hygiene De Las Manos*



**SURGICAL MASK**  
Inmate(s) wear mask when persons enter  
*Mascara facial*



**GLOVES**  
*Guantes*



**GOWN for close contact**  
*Bata*



**EYE PROTECTION**  
*Protección para los ojos*

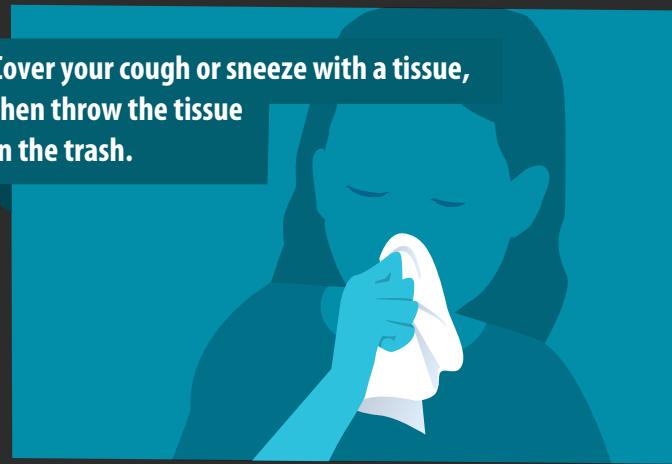
# Stop the Spread of Germs

Help prevent the spread of respiratory diseases like COVID-19.

Avoid close contact with people who are sick.



Cover your cough or sneeze with a tissue, then throw the tissue in the trash.



Avoid touching your eyes, nose, and mouth.



When in public, wear a cloth face covering over your nose and mouth.



Clean and disinfect frequently touched objects and surfaces.



Stay home when you are sick, except to get medical care.



Wash your hands often with soap and water for at least 20 seconds.



[cdc.gov/coronavirus](https://cdc.gov/coronavirus)

316351-A April 7, 2020 9:58 AM

# wash YOUR Hands!



**5 Dry**

**4 Rinse**



**2 Get Soap**



**1 Wet**



Hands  
that look  
clean can still  
have icky  
germs!



This material was developed by CDC. The Life is Better with Clean Hands campaign is made possible by a partnership between the CDC Foundation, GOJO, and Staples. HHS/CDC does not endorse commercial products, services, or companies.

# ¡LÁVATE LAS MANOS!



**5 Seca**

**4 Enjuaga**



**4 Enjuaga**



¡Aunque las  
manos se vean  
limpias pueden  
tener microbios  
asquerosos!

**2 Enjabona**



**2 Enjabona**



**3 Restriega**



**1 Moja**



U.S. Department of  
Health and Human Services  
Centers for Disease  
Control and Prevention

Este material fue elaborado por los CDC. La campaña "La Vida es Mejor con las Manos Limpias" es posible gracias a una asociación entre la Fundación de los CDC, GOJO Industries y Staples. Los CDC y el HHS no respaldan productos, servicios ni empresas comerciales.

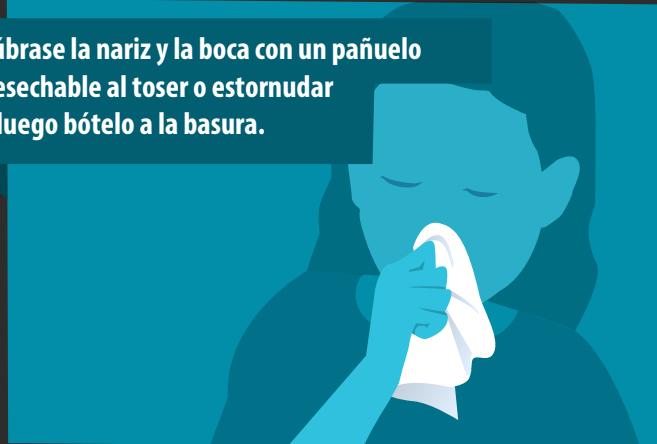
# DETENGA LA PROPAGACIÓN DE LOS MICROBIOS

Ayude a prevenir la propagación de enfermedades respiratorias como el COVID-19

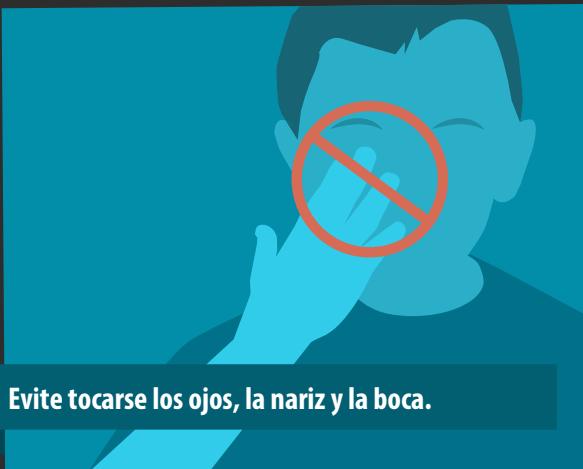
Evite el contacto cercano con las personas enfermas.



Cúbrase la nariz y la boca con un pañuelo desechable al toser o estornudar y luego bótelo a la basura.



Evite tocarse los ojos, la nariz y la boca.



Limpie y desinfecte los objetos y las superficies que se tocan frecuentemente.



Quédese en casa si está enfermo, excepto para buscar atención médica.



Lávese las manos frecuentemente con agua y jabón por al menos 20 segundos.



[cdc.gov/COVID19-es](https://cdc.gov/COVID19-es)

314915-B

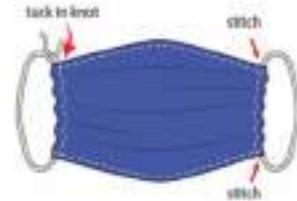


# Information for all STAFF

## Cloth Face Coverings

### Help Slow the Spread of COVID-19

- Based on guidance from the CDC, the BOP now recommends all staff wear cloth face coverings.
- All staff will receive a cloth face covering.
- This covering is re-useable and should not be thrown away.
- It is still important to maintain social distancing of 6 feet, when possible.



### How to Wear a Cloth Face Covering

- Make sure it fits snugly but comfortably against the side of the face. Secure with ties or ear loops.
- Use a cover with multiple layers of fabric but make sure it allows for breathing without restriction.
- It should withstand laundering and machine drying without damage or change to shape.
- Be careful not to touch your eyes, nose, or mouth when removing and wash hands immediately after.
- Do not put used face coverings where others can touch them.
- Do not touch or use anyone else's face covering. Assume used masks are contaminated until they are laundered. Keep a bag with you to store your face covering if you will be taking it off in the car or a non-social space.
- If you take off your face covering (i.e. to eat) and then put it back on, ensure the outside stays on the outside (consider marking the outside or inside).



### Routinely Wash Cloth Face Coverings

- The cover should be washed before the first use.
- It is recommended that staff wash cloth face coverings at home after each shift. They can be washed with other clothing.
- Launder items using the warmest water setting and dry completely.
- Clean and disinfect clothes hampers or use a liner that can be washed or thrown away.

# SHARE FACTS ABOUT COVID-19

Know the facts about coronavirus disease 2019 (COVID-19) and help stop the spread of rumors.

**FACT  
1**

Diseases can make anyone sick regardless of their race or ethnicity.

Fear and anxiety about COVID-19 can cause people to avoid or reject others even though they are not at risk for spreading the virus.

**FACT  
2**

For most people, the immediate risk of becoming seriously ill from the virus that causes COVID-19 is thought to be low.

Older adults and people of any age who have serious underlying medical conditions may be at higher risk for more serious complications from COVID-19.

**FACT  
3**

Someone who has completed quarantine or has been released from isolation does not pose a risk of infection to other people.

For up-to-date information, visit CDC's coronavirus disease 2019 web page.

**FACT  
4**

There are simple things you can do to help keep yourself and others healthy.

- Wash your hands often with soap and water for at least 20 seconds, especially after blowing your nose, coughing, or sneezing; going to the bathroom; and before eating or preparing food.
- Avoid touching your eyes, nose, and mouth with unwashed hands.
- Stay home when you are sick.
- Cover your cough or sneeze with a tissue, then throw the tissue in the trash.

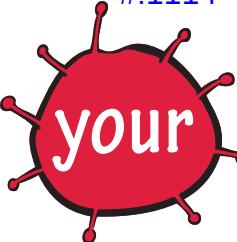
**FACT  
5**

You can help stop COVID-19 by knowing the signs and symptoms:

- Fever
  - Cough
  - Shortness of breath
- Seek medical advice if you
- Develop symptoms
- AND
- Have been in close contact with a person known to have COVID-19 or if you live in or have recently been in an area with ongoing spread of COVID-19.

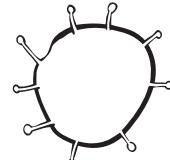


# Cover your Cough



*Stop the spread of germs that can make you and others sick!*

*Cover your mouth and nose with a tissue when you cough or sneeze. Put your used tissue in the waste basket.*



*You may be asked to put on a facemask to protect others.*

*If you don't have a tissue, cough or sneeze into your upper sleeve or elbow, not your hands.*



*Wash hands often with soap and warm water for 20 seconds. If soap and water are not available, use an alcohol-based hand rub.*

CS208322

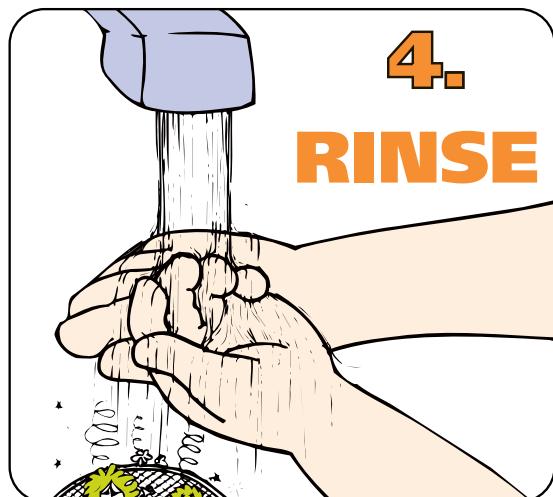
**Exhibit EE page 205**



# Be A Germ-Buster

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## WASH YOUR HANDS



Minnesota Department of Health  
Food Safety Center  
625 N Robert St, PO Box 64975, St. Paul, MN 55164  
651-201-5414, TDD/TTY 651-201-5797, [www.health.state.mn.us](http://www.health.state.mn.us)

Adapted with permission from Washington State Department of Health

## STOP THE SPREAD OF GERMS

**Wash your hands often with soap and water for at least 20 seconds.**



**CDC**  
RECOMMENDATIONS

### COVID-19 PREVENTION

The best way to prevent illness is to avoid being exposed to this virus. For more information: [www.cdc.gov/COVID19](http://www.cdc.gov/COVID19)

# CORONAVIRUS DISEASE 2019 (COVID-19)

## Symptoms of COVID-19

- Fever
- Cough
- Shortness of breath or difficulty breathing
- Chills
- Repeated shaking with chills
- Muscle pain
- Headache
- Sore throat
- New loss of taste or smell



[cdc.gov/coronavirus](https://www.cdc.gov/coronavirus)

## STOP THE SPREAD OF GERMS

**Wash your hands often with soap and water for at least 20 seconds.**



**CDC**  
RECOMMENDATIONS

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[cdc.gov/coronavirus](https://www.cdc.gov/coronavirus)



U.S. Department of Justice

Federal Bureau of Prisons

*Federal Correctional Complex*

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Office of the Warden

Lompoc, California 93436

April 14, 2020

MEMORANDUM TO ALL STAFF

*B. Bl*

FROM: B. von Bianckensee, Acting Complex Warden  
SUBJECT: COVID-19 UPDATE: PHASE SIX (6)

Attached is the BOP's Phase Six Action Plan. Please review it at your earliest opportunity. Highlights include:

- Extending previously imposed measures until May 18, 2020;
- Compartmentalization of staff to limit working at different facilities, which we recently completed with our rosters, which will begin no later than April 15, 2020; if after this date you believe you are assigned to a post that is inconsistent with this plan, please let your supervisor know;
- Deploying Secondary Law Enforcement Staff, who we are already here helping us, with more on the way; please welcome them warmly as they are willing to be away from their loved ones to lend a hand to their fellow BOP staff;
- Personal Protective Equipment (PPE) is a priority for everyone, and FCC Lompoc is being prioritized for additional shipments; if you or an inmate need replacement(s), let your chain of command know immediately so these needs can be met;

On a separate note, our staff health screening site appears to be working, but there is always room for improvement. We have added six feet social distancing signs to remind staff to practice social distancing from the moment you park and exit your vehicle, to until you return to your vehicle. Remember that wearing your mask enhances the measure of social distancing, so you are encouraged to wear them regularly. Thank you for your continued efforts during this unprecedented time, as your resilience has not gone unnoticed.



U.S. Department of Justice  
Federal Bureau of Prisons

Washington, D.C. 20534

April 13, 2020

MEMORANDUM FOR ALL CHIEF EXECUTIVE OFFICERS

FROM: ANDRE MATEVOUSIAN, ACTING ASSISTANT DIRECTOR  
CORRECTIONAL PROGRAMS DIVISION

L. CRISTINA GRIFFITH, ASSISTANT DIRECTOR  
HUMAN RESOURCE MANAGEMENT DIVISION

SUBJECT: CORONAVIRUS (COVID-19) PHASE SIX ACTION PLAN

To ensure comprehensive understanding of the BOP's COVID-19 Phase Six Action Plan, we reiterate herein previously disseminated guidance along with new measures for implementation in managing the evolving pandemic. Effective immediately, the following preventative measures are mandated for all Bureau locations.

**EXTENSION OF PHASE FIVE ACTION PLAN:**

Effective, Monday, April 13, 2020, the Bureau will continue its nationwide action as described in the Phase 5 Action Plan, to minimize movement and decrease the spread of the virus. This extension - which applies to medical screening, limited inmate gathering, daily rounds, limited external movement, and fit testing - will remain in place until May 18, 2020, at which time the action will be reevaluated.

**HIRING:**

Hiring initiatives are paramount to the Bureau's mission to address shortages in key positions and locations. Emphasis must be placed in prioritizing the hiring of Correctional Officers. Wardens will ensure Human Resource Departments are fully engaged in processing new applicants into the agency. As a reminder, all applicants who enter the institution should undergo the same COVID-19 screening and temperature check as staff, contractors, and visitors.

**TRAINING:**

All staff training is suspended through May 31, 2020, with the exception of "*Introduction to Correctional Techniques - Phase I*", and any training that can be conducted remotely to fulfill ongoing mandatory

credentialing requirements that cannot be waived during this pandemic. Any other exceptions to this suspension must be routed through the appropriate Assistant Director or Regional Director, and submitted to the Deputy Director for final approval.

**OFFICIAL STAFF TRAVEL:**

Official staff travel, with the exception of the deployment of staff to institutions to assist with the COVID-19 pandemic, is suspended through May 31, 2020. Any exceptions to this suspension must be routed through the appropriate Assistant Director or Regional Director.

**SECONDARY LAW ENFORCEMENT STAFF:**

Secondary Law Enforcement Officers located throughout the agency will be deployed to assist with staffing shortages in field locations. Wardens requiring supplemental staff to cover vacancies will submit a written request to their Regional Emergency Operations Center (EOC). Once approved by the Regional Director, the request will be forwarded to the National EOC for scheduling, notifications, and travel arrangements.

**LOGISTICS:**

Wardens must continually assess and account for their supply and equipment inventories and plan for an extended crisis period by increasing normal supply inventories to the greatest extent possible. Emphasis for assessment should be placed on Personal Protective Equipment (PPE), food, medicine, cleaning supplies, and emergency-related equipment. PPE supplies may be requested first through the region and then from the National EOC.

**SOCIAL VISITS:**

Social visits will continue to be suspended until May 18, 2020, at which time the suspension will be reevaluated.

**LEGAL VISITS:**

Legal visits will continue to be suspended until May 18, 2020, at which time the suspension will be reevaluated.

Wardens are reminded that access to legal counsel remains a paramount requirement and must be accommodated to the maximum extent practicable. Although legal visits are suspended until May 18, 2020, case-by-case accommodations for in-person visits should be made at the local level. Attorneys should be encouraged to make requests through each facility's main email address found at [www.bop.gov](http://www.bop.gov), telephonically, or by contacting the appropriate Consolidated Legal Center.

If approved for an in-person visit, the attorney must undergo a COVID-19 screening and temperature check, consistent with the procedures in place for staff, contractors, and visitors. Anyone with COVID-19 symptoms or a temperature ≥ 100.4°F will not be allowed to enter the facility. When performing screening activities, staff or contractors will wear PPE according to Bureau and CDC guidance.

The authority to approve and/or deny legal visits will not be delegated below the Warden and/or his/her designee.

Facilities should offer as an alternative a legal visit via video conferencing. The BOP's VTC Infrastructure can support a connected call through the Administrative Office of the US Courts bridge and can connect to external callers using WebEx or Jabber. If your field site has questions about how to do so, the local IT staff may contact the Computer Services and Administration Branch in Central Office.

#### **CONTRACTORS:**

Contractors performing essential services or necessary maintenance on essential systems will continue to be allowed to enter the facility, and must undergo a COVID-19 screening and temperature check prior to entry. Anyone with COVID-19 symptoms or a temperature  $\geq 100.4^{\circ}\text{F}$  will not be allowed to enter the facility. When performing screening activities, staff or contractors will wear PPE according to Bureau and CDC guidance.

#### **VOLUNTEERS:**

Volunteer visits will be suspended until May 18, 2020, at which time the suspension will be reevaluated. Alternate means of communication, to include telephone calls and video conferences, may be considered for inmates who request to speak with a religious advisor.

#### **QUARANTINE AND ISOLATION:**

Quarantine will be used for the following reasons for inmates who are asymptomatic for COVID-19:

- 1) All new admissions to a Bureau facility and all returns to a Bureau facility.
  - This includes all new intakes, detainees and commitments, writ returns, parole violators, and hospital returns, regardless of their mode of arrival (e.g., voluntary surrender, U.S. Marshals Service / Justice Prisoner and Alien Transportation Service, Customs and Border Patrol, and Immigration and Customs Enforcement).
  - Bureau Intra-system transfers who have already been in Bureau population more than 14 days should be screened and temperature checked for COVID-19 before departure. They ordinarily do not require quarantine at their gaining facility if there are no active or suspected COVID-19 cases at the sending facility, and they did not come in contact with any other inmates from another facility during transfer to the gaining facility.
- 2) All close contacts of a confirmed or suspected case of COVID-19.
- 3) All inmates releasing to a Residential Reentry Center (RRC), Home Confinement (HC), or Good Conduct Time/362(e)/Full Term release.

At the time of placement in Quarantine, inmates will have a COVID-19 symptom screening and a temperature check. Those with COVID-19 symptoms or a temperature  $\geq 100.4^{\circ}\text{F}$  will be placed in Isolation. *All inmates in isolation will be placed in a single cell. Any deviations from this housing will be immediately reported to the Regional and National EOCs.* All inmates in Quarantine or Isolation will be monitored and managed according to Bureau and Centers for Disease Control and

**Prevention (CDC) guidance:** PPE will be worn by staff when in contact with quarantined or isolated inmates as recommended in this same guidance.

Quarantine is ordinarily continued for 14 days unless the quarantined inmate becomes symptomatic or is cohorted with someone who becomes symptomatic.

Criteria for release from isolation for COVID-19 may be determined using a test-based or a symptom-based strategy. Using a test-based strategy, an inmate may be released from isolation when:

- Fever has resolved without the use of fever-reducing medications, and
- Respiratory symptoms have improved, and
- A molecular test for Sars-CoV-2 is negative on two occasions at least 24 hours apart,

Using a symptom-based strategy, an inmate may be released from isolation when:

- Fever has resolved for 72 hours without the use of fever-reducing medications, and
- Respiratory symptoms have improved for at least 72 hours, and
- Seven days or more have passed since the onset of symptoms.

#### **EXIT SCREENING OF INMATES:**

All inmates will be screened for COVID-19 symptoms and undergo a temperature check prior to leaving the facility. Inmates with COVID-19 symptoms or a temperature ≥ 100.4°F will be placed in isolation. All staff or contractors who perform screening activities will wear PPE according to Bureau and CDC guidance.

#### **OUTSIDE TRIPS FOR HEALTH CARE:**

Outside trips for health care should be limited to urgent and emergent health conditions. All routine outside health care should be postponed when clinically appropriate to do so.

#### **PERSONAL PROTECTIVE EQUIPMENT:**

Appropriate PPE for COVID-19 must be worn by staff or contractors according to Bureau and CDC guidance and may include gown, gloves, surgical mask or N-95 respirator, and face shield or goggles, depending on the situation. Recommended PPE guidance may be found at [http://sallyport.bpp.gov/co/hsp/infectious\\_diseases/covid19/covid19\\_guidance.jsp#1\\_5](http://sallyport.bpp.gov/co/hsp/infectious_diseases/covid19/covid19_guidance.jsp#1_5)

#### **FACE COVERINGS:**

All staff and inmates will be issued and strongly encouraged to wear an appropriate face covering when in public areas when social distancing cannot be achieved.

#### **FOOD SERVICE:**

Institutions with active COVID-19 transmission (especially Care Level 3 and 4 Institutions) should satellite feed all inmates in their units. Meals, eating utensils, and drink-ware should only be served by staff.

wearing proper PPE. When meals are being distributed, a distance of six feet between inmates should be observed.

### **INFECTION PREVENTION AND CONTROL PRACTICES:**

Rigorous infection prevention and control practices are essential to contain and mitigate the spread of COVID-19. These practices include identifying symptomatic inmates as early as possible by assessing for COVID-19 symptoms and conducting a temperature check at intake screening, exit screening, during a contact investigation, and broader screening initiatives, (e.g., daily screening or other methods of enhanced surveillance at institutions affected by COVID-19, in consultation with the Regional Quality Improvement/ Infection Prevention and Control Consultant). Institutions should also encourage early reporting of symptoms by inmates and provide them opportunities for medical evaluations. When indicated, a contact investigation should be performed for cases of COVID-like symptoms, in consultation with the Regional Quality Improvement/ Infection Prevention and Control Consultant. Isolation is mandatory for any inmate with COVID-like symptoms. PPE must be worn in accordance with CDC guidance. Recommended guidance can be found at [https://sallyport.bop.gov/co/hsc/infectious\\_disease/covid19/covid19\\_guidance.jsp#1.5](https://sallyport.bop.gov/co/hsc/infectious_disease/covid19/covid19_guidance.jsp#1.5)

Good hand and health hygiene practices are strongly encouraged and include washing hands regularly with soap and water for at least 20 seconds, covering a cough or a sneeze, avoiding touching the face or shaking hands, limiting contact with high touch surfaces, and staying home when sick.

Social distancing should be practiced whenever possible. Strategies for accomplishing this should be evaluated, especially in open bay / barracks-style living quarters.

At all institutions, compartmentalization of staff and inmate movement will continue to help slow the cross-contamination of work spaces and housing units. This restriction includes limiting supervisor and manager movements for rounds to specific locations. During this period, staff post assignments shall not be changed unless to fill behind a vacant post. Changes in shift hours is permitted provided the shift location remains the same.

Regular cleaning and disinfection of units and high touch surfaces should be emphasized to the inmate population. Wardens must ensure cleaning supplies are readily available for all inmates. Institutions without any known COVID-19 cases should take proactive infection prevention and control measures, while institutions with COVID-19 cases will need to modify delivery of health care services in accordance with guidance from the Bureau Medical Director.

### **PANDEMIC PREPAREDNESS:**

All institutions should continue to review and update pandemic plans to include identifying locations for quarantine and isolation of potentially large numbers of inmates, purchasing appropriate supplies, and planning for potentially severe staffing shortages and moderate-to-severe disruptions of normal operations. All institutions should make contact with local health authorities and community health resources to plan for limited or widespread institution transmission of COVID-19.

### **FIT TESTING:**

In the March 31, 2020 Phase Five memo, all positions within the agency were mandated to comply and participate in the respiratory protection program as stated in Program Statement 1600.11, Chapter 3 Section 2, Respiratory Protection. It is mandatory that all staff complete the training to ensure maximum numbers of staff are available on each shift to meet the anticipated needs throughout this public health emergency.

This participation includes the completion of the "OSHA Medical Questionnaire" for medical review and clearance followed by training and proper fit-testing for the following respirators:

- N-95.
- Scott M-120 full face respirator (Gas Mask).
- Scott AV-3000 sure seal face piece (Scott Air-Pak 75 SCBA).

Upon completion of the initial training and fit-testing, staff must maintain a state of readiness to use a respirator at all times, to include absence of facial hair that would interfere with the seal of the respirator. Failure to do so may result in disciplinary action. This requirement will remain in effect throughout the duration of the public health emergency.

Individuals who are unable to obtain medical clearance must request accommodation, in accordance with Program Statement 3720.03, Reasonable Accommodation Program.

### **LIMITED MOVEMENT:**

The Bureau will continue to coordinate with the U.S. Marshals Service to significantly decrease incoming movement. Strategic Institutions have been identified for mandatory movement needs; these locations will include all detention centers and key locations located throughout the country to accommodate population increases. These areas will serve as quarantine sites until such time inmates can be moved to their final destination.

Internal movement will continue to be suspended. Exceptions to this restriction are legally-required transfers related to forensic studies, writs, Interstate Agreements on Detainers, medical or mental health reasons, and RAC/HC placements. Medical trips for treatment will still continue, as necessary (see Outside Trips for Health Care section above).

Any exceptions must be routed through your Regional Director for approval by the Assistant Director, Correctional Programs Division.

### **QUESTIONS:**

If staff have questions about COVID-19, they may reach out to the agency at the following email box:  
[COVID19Questions@bop.gov](mailto:COVID19Questions@bop.gov).

We appreciate your assistance in this significant phase of our COVID-19 response.



U.S. Department of Justice

Federal Bureau of Prisons

*Federal Correctional Complex*

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Office of the Warden

Lompoc, California 93436

April 17, 2020

MEMORANDUM TO ALL STAFF AT FCC LOMPOC

*B. Bl*

FROM: B. von Blanckensee, Acting Complex Warden

SUBJECT: Enhanced COVID-19 Mitigation Measures

As we have the highest number of positive COVID-19 inmate cases in the Bureau of Prisons (BOP), and we are among the highest with positive staff cases, I have decided that more aggressive measures are necessary to ensure the health and safety of all concerned. With recent guidance from Regional and Central Office Public Health Service (PHS) staff, I am confident our enhanced measures, together with your amazing efforts, will get us past the next hurdles. I am attaching three memos, each of which are tailored to the specific inmate population. I expect each of you to become familiar with these procedures so we can uniformly enforce these new measures, without exception. By working together, we will dramatically improve our chances to battle COVID-19. Highlights of our enhanced mitigation measures include:

- Enhanced modified operations at the FCI Low effective immediately
- Enhanced modified operations at the FCI Medium effective April 20, 2020
- Enhanced modified operations at the Lompoc Camps effective April 20, 2020
- Enhanced modified operations to last a minimum of 14 days
- No phone or computer access
- Inmate movement restricted
- Inmate wearing masks will be mandatory and masks cannot be altered
- Inmate cleanliness will be mandatory
- Staff encouraged to use inmate discipline as a management tool



U.S. Department of Justice

Federal Bureau of Prisons

*Federal Correctional Complex*

Office of the Warden

Lompoc, California 93436

April 17, 2020

MEMORANDUM TO PCI LOMPOC MEDIUM INMATES

FROM: B. von Blanckensee, Acting Complex Warden  
SUBJECT: Enhanced COVID-19 Mitigation Efforts

Unfortunately, our efforts to encourage inmates to practice social distancing and wear masks have not proven effective. We are still getting confirmed cases of COVID-19 and more aggressive measures are necessary. As a result, the following measures are effective April 20, 2020, for a period of at least 14 days:

- Every inmate must wear their Bureau of Prisons (BOP) issued mask at all times. Every inmate has been issued surgical and cloth masks, and a replacement mask is available upon request;
- Failure to wear your mask or altering your mask may result in discipline; this memo constitutes a standing order for you to wear your mask at all times; staff may also order you to wear your mask;
- Every inmate has access to their own disinfectant with paper towels to keep their housing area clean. If you do not keep your area sufficiently clean after you receive your supplies, you may be disciplined. If you need more supplies, they are readily available;
- Movement outside your cell will be restricted;
- You are prohibited from sharing your personal items;
- Hygiene items will be provided on a weekly basis;
- Laundry exchange will be conducted weekly for institution-issued towels, sheets, blankets, boxers, and socks.
- Commissary will remain at the \$50 spending limit, but, soft-drinks will not be available for purchase;
- Meals will be delivered to your cells for consumption;
- Phones for social calls and access to computers are suspended;
- Mail services will remain unaffected;
- If you have an imminent legal need to access the law library or to make a legal phone call, submit a Request to Staff Member to staff who will email to BOP legal for evaluation.



U.S. Department of Justice

Federal Bureau of Prisons

*Federal Correctional Complex*

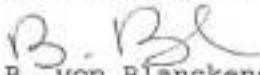
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Office of the Warden

Lompoc, California 93436

April 17, 2020

MEMORANDUM TO FCI LOMPOC LOW INMATES

  
FROM: B. von Blanckensee, Acting Complex Warden  
SUBJECT: Enhanced COVID-19 Mitigation Efforts

Unfortunately, our guidance for better sanitation, to practice social distancing, and encouraging inmates to wear masks has not proven effective. As a result, we now have confirmed COVID-19 cases at the FCI Lompoc Low, with more inmates displaying symptoms. As a result, the following measures are effective immediately for a duration of at least 14 days:

- Every inmate must wear their Bureau of Prisons (BOP) issued mask at all times. Every inmate has been issued surgical and cloth masks, and a replacement mask is available upon request;
- Failure to wear your mask or altering your mask may result in discipline; this memorandum constitutes a standing order for you to wear your mask at all times; staff may also order you to wear your mask;
- Every inmate has been provided their own disinfectant with paper towels to keep their housing area clean. If you do not keep your area sufficiently clean, you may be disciplined. If you need more supplies, they are readily available;
- You are prohibited from sharing your personal items;
- Movement within the unit must only be for essential needs, like using the restroom or seeking staff assistance;
- Phones for social calls and access to computers are suspended;
- Mail services will remain unaffected;
- If you have an imminent legal need to access the law library or to make a legal phone call, submit a Request to Staff Member to staff, who will email BOP legal for evaluation;
- Commissary is suspended;
- Food Services, Medical Services, and Laundry Services will remain unaffected



U.S. Department of Justice

Federal Bureau of Prisons

*Federal Correctional Complex*

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Office of the Warden

Lompoc, California 93436

April 17, 2020

**MEMORANDUM TO ALL LOMPOC CAMP INMATES**

*B. Bl*  
FROM: B. von Blanckensee, Acting Complex Warden  
SUBJECT: Enhanced COVID-19 Mitigation Efforts

Unfortunately, our efforts to encourage sanitation, social distancing, and for inmates to wear masks have not proven effective. We are still getting confirmed cases of COVID-19 from the camps, and more aggressive measures are necessary. As a result, the following measures are effective April 20, 2020, for a period of at least 14 days:

- Every inmate must wear their Bureau of Prisons (BOP) issued mask at all times. Every inmate has been issued surgical and cloth masks, and a replacement mask is available upon request;
- Failure to wear your mask or altering your mask may result in discipline; this memorandum constitutes a standing order for you to wear your mask at all times; staff may also order you to wear your mask;
- Every inmate has access to their own disinfectant with paper towels to keep their housing area clean. If you do not keep your area sufficiently clean after you receive your supplies, you may be disciplined. If you need more supplies, they are readily available;
- Movement outside the housing unit is suspended unless expressly authorized by staff; being outside the housing unit without staff authorization may result in discipline;
- You are prohibited from sharing your personal items;
- Phones for social calls and access to computers are suspended;
- Mail services will remain unaffected;
- If you have an imminent legal need to access the law library or to make a legal phone call, submit a Request to Staff Member to staff who will email to BOP legal for evaluation;
- Commissary, Food Services, Medical Services, and Laundry Services will remain unaffected



**U.S. Department of Justice  
Federal Bureau of Prisons**

**FOR IMMEDIATE RELEASE**

April 20, 2020

Contact: Office of Public Affairs

202-514-6551

**\*\*\*Media Statement\*\*\*  
COVID-19 Response at FCC Lompoc**

Lompoc, CA: The Federal Bureau of Prisons has been coordinating COVID-19 response efforts using subject-matter experts both internal and external to the agency, including guidance and directives from the World Health Organization (WHO), the Centers for Disease Control and Prevention (CDC), the Office of Personnel Management (OPM), the Department of Justice (DOJ), and the Office of the Vice President.

The Federal Correctional Complex (FCC) in Lompoc, California, is following the multi-agency guidance and is actively working with the Santa Barbara County Public Health Department and local hospitals to mitigate the spread of COVID-19 for both staff and inmates. Prior to reporting its first case of COVID-19 on March 26, 2020, FCC Lompoc has followed the CDC's best practices for correctional and detention facilities, and immediately comported as guidance became available to stem the spread of the virus within the Complex.

To alleviate the strain on local hospitals and the community, FCC Lompoc is negotiating a contract for an on-site mobile hospital equipped with hospital beds and medical personnel. The mobile hospital will be stationed inside a decommissioned factory within the confines of the medium-security component of the Complex, where the majority of COVID-19 cases are located. The Army Corps of Engineers completed an infrastructure assessment last week and contractors conducted a site visit today. In preparation for the hospital installation, FCC Lompoc staff retrofitted 10 offices within the space to accommodate double-occupancy negative pressure rooms for the more serious cases.

Staff continue to follow a comprehensive management approach to infection prevention and control. This includes educating staff and inmates on cleaning/disinfecting and hygiene practices; furnishing soap and cleaning supplies throughout the Complex in common areas, restrooms, work sites, and inmate cells; screening 100% of all personnel entering the institutions, including symptoms and temperature checks; testing inmates when clinically indicated, following isolation and quarantine protocols in accordance with CDC and public health directives, and providing clinical care for confirmed and suspected cases. To further protect the public, all inmates releasing to the community are quarantined for 14 days and screened prior to their scheduled departure. For court orders requiring immediate release, inmates are screened prior to release.

FCC Lompoc has an ample supply of Personal Protective Equipment (PPE). Staff are provided the appropriate level of PPE when entering isolation/quarantine units and during enhanced staff screenings (i.e., masks, gown, eye protection, gloves). Cloth face-coverings were issued to all staff and inmates, and CDC informational flyers are posted throughout the Complex on hand washing, coughing/sneezing in a sleeve or tissue, and no physical contact.

**Media Statement**

**COVID-19 Response at FCC Lompoc**

**April 20, 2020**

**Page 2 of 2**

As part of a nationwide system, we are able to leverage and transfer resources from other institutions. To date, over 60 medical and non-medical staff resources were deployed to FCC Lompoc to assist with security for the inmate population; clinical care, administrative oversight, and facility modifications for the mobile hospital.

In following the Attorney General's directives, staff are identifying and reviewing inmates for release to home confinement. Inmates do not need to apply for home confinement consideration. Case management staff are reviewing all inmates to determine which ones meet the criteria established by the Attorney General.

FCC Lompoc continues to be deeply concerned for the health and welfare of inmates entrusted to our care and for the staff who live in the surrounding communities. Our staff are vested in ensuring public safety and continue to diligently and safely carry out their responsibilities. Our highest priority continues to be mitigating the spread of the COVID-19 virus.

The Bureau of Prisons will continue to provide daily updates and information on actions related to COVID-19 at [www.bop.gov/coronavirus/index.jsp](http://www.bop.gov/coronavirus/index.jsp)

Additional information about the Bureau of Prisons can be found at [www.bop.gov](http://www.bop.gov).

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Frequently Asked Questions for FCC Lompoc ----- April 29, 2020

- Q:** Is COVID-19 affecting my RRC date?
- A:** Because inmates must successfully complete 14 days of quarantine before they can be released from the institution to go to their RRC, this process has caused delays. To help facilitate RRC placements, those with a RRC date within the next 60 days will be given priority placement in the pre-release quarantine unit. We are constantly exploring options to expand the capacity of our housing for pre-release quarantines.
- Q:** Does everyone have to go through this 14 day quarantine period?
- A:** All CARES Act home confinement placements, and RRC placements, must successfully complete the 14 days of quarantine before they can be released from the institution. The only inmates who do not have to complete this quarantine period are those with immediate release orders or end-of-sentence releases. Inmates with immediate release orders may be subject to judicial conditions, such as to shelter-in-home or self-quarantine; BOP will inform the appropriate health officials if any immediate releases have flu-like symptoms or tested positive for COVID-19, so they can take whatever action they deem necessary.
- Q:** What is going on with FCC Lompoc's efforts to review inmates under the CARES Act, and the Attorney General's guidance which lets BOP put inmates in home confinement to help address the COVID-19 situation?
- A:** FCC Lompoc has staff focused on reviewing all inmates who meet the criteria provided by the Attorney General, with guidance from Central Office. As of the date of this FAQ, 61 inmates at FCC Lompoc have been found suitable for home confinement under the CARES Act. Our staff are not done reviewing inmates, as new guidance was provided on 4/24/20.
- Q:** What is the current criteria/guidance for the CARES Act, from the Attorney General, and from Central Office?
- A:** As of the date of this FAQ, our staff are prioritizing 1) inmates who have served at least 50% of their sentence, 2) inmates who have 18 months or less remaining to be served and have served at least 25% of their sentence, and 3) inmates who are at a minimum/low security institution. Staff will then look for inmates with a) clear conduct (no discipline) for the last 12 months; b) no violence, sex offense, or terrorism (prior or current); c) whether there's a verifiable release plan; d) consider PATTERN score with priority to minimums; and e) consider age and vulnerability to COVID-19 based on CDC guidelines.
- Q:** Is there anything I need to do to be considered for home confinement under this program?
- A:** No. Staff are already reviewing every inmate at FCC Lompoc based on the priorities noted above. If you are found suitable and it is your turn to be notified so release planning can be explored, you will be notified. If you are not found suitable, or, if staff are working on other inmates, you will NOT be notified. Because of the volume of work involved in identifying and processing suitable inmates for home confinement, there is simply no practical way to notify inmates that they do not meet the criteria, or, if they do, and it's just not their turn to be processed yet. Also, keep in mind that guidance from the Attorney General and Central Office can change, and if it does, FCC Lompoc will take a fresh look as directed.



**U.S. Department of Justice  
Federal Bureau of Prisons**

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**FOR IMMEDIATE RELEASE**  
May 4, 2020

Contact: Office of Public Affairs  
202-514-6551

**Hospital Care Unit at FCC Lompoc**

Lompoc, CA: In under four weeks, the Federal Correctional Complex (FCC) in Lompoc, California, finalized construction of a Hospital Care Unit (HCU) inside the prison walls in response to the COVID-19 pandemic. The HCU is located within a decommissioned Prison Industry factory, inside the confines of the medium-security component of the Complex, otherwise known as USP Lompoc. The transformation from office space to working hospital included a complete renovation, gutting the existing floor and wall coverings, replacing duct work, upgrading electric lines, installing showers, and building a Nurses Station.

The concept to build the hospital began on April 9, 2020, after the institution's first positive COVID-19 inmate case was identified on March 31, 2020. Based on the size of the inmate population, the epidemic curve projected a high volume of cases, which would require a level of hospitalization the local community would be unable to meet.

The HCU is comprised of ten (10) double-occupancy, acute care treatment rooms with negative pressure, Patient Intake Room, Nurses Station, Pharmacy, Linen Exchange Room, Biohazard Room, and Medical Supply & Storage. Several areas were retrofitted to accommodate an Officer's Station, a Staff Lounge, and Staff Locker Room, complete with shower stalls for use to mitigate the risk of exposure to infectious diseases, including COVID-19.

FCC Lompoc negotiated a contract for medical personnel, including Doctors, Registered Nurses, Paramedics, Pharmacist, Physician Assistants, Nurse Assistants, and a Clinical Manager, who will work in conjunction with FCC Lompoc Health Services staff. Cases normally require outside hospitalization will be treated within the prison, minimizing the impact on the community and further ensuring public safety.

FCC Lompoc and Bureau of Prisons staff from throughout the Western Region are commended for the extraordinary amount of work and completing the project in an unprecedented amount of time. On Friday, May 1, 2020, a ceremony was held to dedicate the Hospital Care Unit which is scheduled to open on Wednesday, May 6, 2020.

The Bureau of Prisons will continue to provide daily updates and information on actions related to COVID-19 at [www.bop.gov/coronavirus/index.jsp](http://www.bop.gov/coronavirus/index.jsp)

Additional information about the Bureau of Prisons can be found at [www.bop.gov](http://www.bop.gov).

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**U.S. Department of Justice  
Federal Bureau of Prisons**

Washington, D.C. 20534

May 18, 2020

**MEMORANDUM FOR ALL CHIEF EXECUTIVE OFFICERS**



**FROM:** ANDRE MATEVOUSIAN, ACTING ASSISTANT DIRECTOR  
CORRECTIONAL PROGRAMS DIVISION

*L. Cristina Griffith*

**L. CRISTINA GRIFFITH, ASSISTANT DIRECTOR  
HUMAN RESOURCE MANAGEMENT DIVISION**

**SUBJECT:** CORONAVIRUS (COVID-19) PHASE SEVEN ACTION PLAN

This memorandum describes the BOP's Coronavirus (COVID-19) Phase Seven Action Plan, which includes an extension of previously disseminated guidance along with new measures to implement in the management of the evolving pandemic. Effective immediately, the following preventative measures are mandated for all Bureau locations:

**EXTENSION OF PHASE SIX ACTION PLAN:**

Effective Monday, May 18, 2020, the Bureau will continue its nationwide action as described in the Phase Six Action Plan, to include measures to minimize movement and decrease the spread of the virus. These restrictions will remain in place through June 30, 2020, at which time the plan will be reevaluated.

**MOVEMENT AND TESTING:**

The Bureau will continue to coordinate with the U.S. Marshals Service to significantly decrease incoming movement. Three strategic institutions (OKL/VVM/YAZ) have been identified for mandatory movement needs along with all detention centers and jail units throughout the country to accommodate population increases. These locations will serve as testing and quarantine sites until such time that inmates can be moved safely to their final destination. Testing will be carried out in accordance with Abbot ID Now Point of Care testing guidance issued by the Health Services Division.

Internal movement will continue to be suspended. Exceptions to this restriction are transfers related to forensic studies, writs, Interstate Agreements on Detainers, necessary medical or mental health treatment, and RRC/HC placements. Any exceptions must be routed through your Regional Director for approval by the Assistant Director, Correctional Programs Division.

**ACCESS TO ELECTRONIC LAW LIBRARIES:**

Whenever possible, consistent with social distancing protocols and safe institution operations, inmates should be permitted access to the Electronic Law Library (ELL) at the discretion of the Warden at each facility. We recommend that a schedule be established to permit fair and timely access to ELL terminals upon inmate request, and that the use of such schedule be made known to inmates at the facility.

**STAFF TESTING:**

Currently, we are unable to offer staff testing at the institution. However, we encourage Wardens to identify and publish possible testing sites in the community, where interested staff may be tested.

**QUESTIONS:**

If staff have questions about COVID-19, they may reach out to the agency at the following email box:  
[COVID19Questions@bop.gov](mailto:COVID19Questions@bop.gov).

We appreciate your assistance in this significant phase, and all phases of our COVID-19 response.

**Frequently Asked Questions for FCC Lompoc ----- May 11, 2020**

- Q:** Has FCC Lompoc improved its ability to quarantine inmates who are scheduled for transfer to a RRC?
- A:** Yes. FCC Lompoc has expanded the size of its pre-release quarantine area three-fold. In addition, FCC Lompoc may supplement the 14-day quarantine period with on-site testing for COVID-19, which should provide additional avenues to ensure that scheduled RRC dates are not unnecessarily disrupted. Of course, inmates who test positive for COVID-19 will necessarily have their transfer date delayed. Full-term releases will still happen even if an inmate tests positive for COVID-19, but the county health officials will be notified so they may take whatever action they deem appropriate upon that inmate's release from FCC Lompoc.
- Q:** What is the latest guidance that FCC Lompoc has received regarding the CARES Act?
- A:** At the last FAQs dated April 29, 2020, we mentioned that inmates had to have clear conduct within the last 12 months. As of the date of this FAQ for FCC Lompoc, inmates who received a 300 or 400 series incident report in the past 12 months may be considered, if in the Warden's judgment such placement does not create an undue risk to the community. Staff must also confirm the inmate does not have a current detainer. SIS must also review potential inmates to see if they have engaged in violent or gang-related activity in prison. Health Services will also screen inmates to assess if they need frequent and on-going medical care in the next 90 days to ensure such needs can be met in the community.
- Q:** How has FCC Lompoc done with its CARES Act reviews since the last FAQ?
- A:** At the last FAQ, 61 inmates were found suitable under the CARES Act. As of the date of this FAQ, 132 inmates have been found suitable under the CARES Act. Since FCC Lompoc has implemented the CARES Act, 43 inmates have been released from FCC Lompoc through a variety of methods, of which, 18 were based on the CARES Act. By the end of May 2020, FCC Lompoc is expecting to release another 120 inmates, of whom 10 are based on the CARES Act. What this means is that staff are still working on the release plans for the other CARES Act inmates to the best of their ability. At the same time, staff are still reviewing other inmates for CARES Act suitability based on the priority criteria mentioned at the last FAQ.
- Q:** Is there anything I need to do to be considered for home confinement under this program?
- A:** No. Although this question is a repeat from the last FAQ, it bears repeating as duplicative requests are not necessarily productive when staff are doing their best to read every Inmate Request To Staff Member. If you have specific information to provide to your Unit Team that is different than what is in your Central File, like new family contact information, that is certainly welcome.

Frequently Asked Questions for FCC Lompoc ---- June 1, 2020

**Q:** Has anything changed regarding the way the BOP/FCC Lompoc is handling the 14 day quarantine period before transferring/releasing inmates to a RRC or Home Confinement?

**A:** The most recent guidance requires additional testing for certain inmates prior to transfer/release from FCC Lompoc to a RRC or Home Confinement. Specifically, inmates who have not tested positive for COVID-19 will be moved into the pre-release quarantine unit inside the USP at least 28 days prior to the transfer/release date. These inmates will be tested prior to the pre-release quarantine period, during this same period, and then again before their transfer/release from FCC Lompoc. Some accommodations may be permissible for inmates whose transfer/release date is coming up within the next 28 days to avoid adversely impacting their transfer/release date, if it is consistent with CDC guidelines. Inmates who previously tested positive for COVID-19 and who have recovered pursuant to CDC guidelines do NOT have to go through these pre-release quarantine procedures, and are subject only to a medical screening prior to transfer/release from FCC Lompoc, which must be successfully passed before transfer/release.

**Q:** What if I am releasing via Good Conduct Time (GCT) release or through some kind of individually-issued court order, like a Time Served Order or Order for Compassionate Release – do I still have to do the 14 day quarantine?

**A:** A GCT release, or some individually-issued Order usually means there is a specific date the BOP loses its authority to keep you in custody. However, individually-based Orders may be received too late in the day for the inmate to be processed out that same day, or individually-based Orders may contain language within that order allowing for additional time to complete the quarantine period at FCC Lompoc.

**Q:** So, if the BOP loses its authority to hold me on a certain date, how can COVID-19 still affect me?

**A:** BOP still has to test you before you release if you've always been negative for COVID-19. So, if you test positive, or are still recovering from a previous positive test for COVID-19, FCC Lompoc will inform Santa Barbara County Public Health officials (SBCPH). If family will drive you to your release destination, SBCPH will issue you and your driver orders to self-quarantine. If you cannot get someone to take you to your release destination, SBCPH will arrange quarantine housing. Either way, you will be subject to state/local laws if you violate orders to self-quarantine. Violating public health laws may also adversely impact your term of Supervised Release.

**Q:** What is the latest update(s) FCC Lompoc has received regarding the CARES Act?

**A:** Since the last FAQ was issued on May 11, 2020, FCC Lompoc has not received any new priority-based criteria. However, we have been asked to take a closer look at certain inmates, like those over the age of 65, and those who's PATTERN scores are "Low" to see if re-review/updates might lower their PATTERN score to a "Minimum" PATTERN score, which would move them up on the priority list. In addition, Central Office continues to review our roster of inmates in order to provide suggestions on who else to reexamine for possible suitability under the CARES Act. The most recent list of suggested FCC Lompoc inmates to look at was received on May 29, 2020.

**Q:** How is FCC Lompoc doing with transferring inmates out to a RRC or Home Confinement under the CARES Act?

**A:** As of May 29, 2020, FCC Lompoc staff have identified a total of 184 inmates who were potentially suitable under the CARES Act. While not every inmate identified by staff will receive a RRC or Home Confinement referral due to issues arising from individual cases, staff are doing their best to work through resolvable issues like release plans. Since FCC Lompoc has implemented the CARES Act, 114 inmates have been released through a variety of methods, of whom, 30 inmates were released from FCC Lompoc based on the CARES Act.

**Q:** Can I get a copy of the CARES Act?

**A:** A copy of the excerpt from the CARES Act dealing with home confinement, along with the two applicable Attorney General memorandums, and the main Central Office guidance memorandums on the CARES Act as of May 29, 2020, will all be placed in the Law Library for inmate review.