

MEMORANDUM

October 26, 1998

~~FILED~~
U.S. DIST. COURT
MIDDLE DIST. OF LA.
98 NOV 20 PM 2:35
SIGN
RICHARD T. MARTIN
CLERK

TO: John Whitley
Court Expert

FROM: Ed Mills
Interim Monitor

RE: Interim agreement sections 4a and 8.
Project Zero Tolerance audit at TCCY.

Project Zero Tolerance is the Department's program to reduce violence at the juvenile institutions. An audit was conducted to determine TCCY's compliance with its own program regulation. This regulation is attached.

1. A letter will be sent to all approved visitors in regards to Project Zero Tolerance.

Visitor Kevin Henderson (father of student Z. H.) told me he had never received anything about PZT. Captain Thornton and Ms Sandy Byrd advised that while information is sent to potential visitors, PZT was not in the packet. Attached is a copy of what is sent to visitors, per Ms Byrd.

Warden Gremillion assured me this would be corrected.

2. PZT posters will be posted in all areas occupied by offenders.

Yes, per my observations.

3. Employee PZT posters will be posted in employee areas.

By observation, yes.

4. All offender phones will be checked by the shift captains on the 1st and 15th day of each month. Discrepancies will be reported.

Yes, according to the PZT rounds file kept by Ms Crystal Gail.



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5. The investigators will check all offender phones, to include dedicated phones on the 7th and 21st day of each month. Discrepancies will be reported.

Yes, according to the PZT rounds file kept by Ms Crystal Gail and interview with Mr. Dale Jones. On 10-21-98 I accompanied Mr. Jones during a part of his PZT round. Two phones were not operational. One was in a dorm and the other was in the Phase II infirmary. Bell South was informed and they fixed the phones the same day.

6. There will be a sign containing PZT information at the front gate of the facility.

yes, by observation.

7. The Program Director will discuss alternatives to violence to all offenders during their reception to the facility. PZT shall also be included in the offender's hand book.

Yes, this is part of intake. PZT is part of the handbook and a copy is attached.

8. Every allegation of abuse will be reported to the project team within 24 hours of when it comes to the attention of the warden.

Incoming complaints go to Ms Crystal Gail who distributes same. The investigators log and investigate the complaints. The allegations are faxed to Mr. Randall Pepper at Swanson.

9. Credible allegations will be reported to the Court.

Weekly reports are forwarded to John Whitley, per Ms Gail. During my monitoring visit, all allegations were provided to the monitors.

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10. Information concerning these allegations will be included in the weekly monitoring reports.

Yes, per reports received by the monitor.

11. Every allegation of abuse, corporal punishment, placement of restraints when force was used that resulted in injury will be sent to the investigators' office.

As best as I could determine this is done. The investigators cross check Ms Gail's materials by independently viewing A & I reports at the infirmaries.

12. Investigators will fax this information to the PZT office within 24 hours.

Yes, according to Mr. Randall Pepper at the Swanson facility and reports received by the monitors.

13. Investigators will complete reports within ten days of notification.

According to Mr. Pepper, there have been problems with backlogs in the past. But, TCCY seems to be caught up now per Mr. Pepper.

14. Immediate medical attention will be provided to every offender involved in a use of force.

How 'immediate' is immediate? Student J. M. #10920 received staff force at 5:15 PM and was seen at 9:20 PM on 10-13-98. A lapse of 4 hours and 5 minutes. Similar times were found in the files of students numbers 48393, 53759, 59994 and 42403. Is this considered immediate?

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15. Assistant Warden of Programs will contact the legal guardian to notify the family of the current situation.

A random review of some student folders shows that notification is made. It is sometimes hard to determine who is doing the notification.

16. All employees who have knowledge of allegations of abuse are required to report same.

Mr. Dale Jones advised that this is part of his training class in PZT.

17. A monitoring system will mandate daily rounds (unannounced visits) to be made by administrative and clinical staff to housing and program areas on a random basis between the hours of 4:30 PM and 6:00 AM each day of the week.

Yes, according to the PZT rounds forms kept by Ms Crystal Gail.

18. A staff member making the rounds shall sign the log book in each area visited as "PZT round".

A random examination of several log books show this is being done.

19. PZT rounds sheets will reflect certain enumerated and required information. Copies of the form will be appropriately distributed.

Yes, according to the PZT rounds forms kept by Ms Crystal Gail.

20. Each employee that has direct contact with offenders will be trained in defensive tactics.

Yes, according to facility training records.

21. Each offender has unlimited access to the PZT hotline.

While there have been a few allegations of denial, access to the hotline seems to be standard.

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Overall, it is my belief that TCCY is complying with its own PZT regulation. The visitation problem will be corrected. Medical treatment may or may not be "immediate" and that is a medical issue I am not qualified to determine.

A handwritten signature in cursive script that reads "Edward G. Mills". The signature is written in dark ink and is positioned below the typed text.

Edward G. Mills

DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONS
TALLULAH CORRECTIONAL CENTER FOR YOUTH
TRAINING FACILITY PROCEDURES

Policy No: IO-01-032

Pages: 3

Subject: Project Zero Tolerance

Effective Date: September 29, 1997

References:

Department Regulations:

A-01-004 - Project Zero Tolerance

C-02-006 - Use of Force

To Whom This Policy Applies: All Staff of Tallulah Correctional Center for Youth

Purpose: To establish the facility policy for a balanced approach to reducing violence as a formal and sanctioned program of the Department of Public Safety and Corrections.

Policy: It is the policy of this institution to address offender on offender, staff on offender, and offender on staff acts of violence, including developing a work force that is trained and committed to the resolution of conflict with the minimum use of force and to instill problem-solving skills that are meaningful alternatives to violence.

Procedures:

- A. A letter will be sent to all approved visitors in regards to Project Zero Tolerance.
- B. The Project Zero Tolerance Poster will be posted in all areas occupied by offenders (living areas, school, dining hall, and infirmary). Employee posters will be posted on employee bulletin boards, in roll-call areas, and living areas. (Memos from the DPS&C Secretary shall be posted on all bulletin boards).
- C. All offender phones will be checked by the shift captain on the first and fifteenth day of each month by calling the hot line number. The investigators will check all offender phones to include the dedicated phones on the seventh and twenty-eighth day of each month. Any discrepancies will be reported to the Chief of Security immediately.
- D. There will be a sign containing P.Z.T. information posted at the front gate of the facility.
- E. The Program Director will discuss alternatives to violence to all offenders during their reception to the facility and information relative to P.Z.T. shall also be included in the offender handbook.

- F. Every allegation of unnecessary or excessive use of force - Staff on Offender; Allegation of Violence Involving Offender on Staff; Use of Chemical and/or Mechanical Restraint; Offender on Offender Incident Involving Injury as Determined by Medical Staff - will be reported to the project team within 24 hours of when it comes to the attention of the Warden - even if the institutional review is not complete. The credible allegations will be reported to the court. Information concerning these allegations will be included in the weekly monitoring report. Every use of chemical agents will be documented and reported to the Warden in accordance with Department Regulation C-02-006. Every allegation of abuse, corporal punishment, placement of restraints when force was used that resulted in an injury, use of chemical agents, and/or offender on staff abuse that resulted in injury will be sent to the investigators office. The investigator will fax this information to the P.Z.T. Office within 24 hours of notification. Additional reporting will continue in accordance with D.O.C. Reg. C-02-006. The investigators will complete the report within ten days of notification. Every use of force to include the use of chemical agents will be documented and reported to the Warden.
1. Immediate medical attention will be provided to every offender involved in the use of force regardless of case to include the officer if he/she is injured as a result of the confrontation.
- G. The Assistant Wardens will be notified of all allegations of abuse, placement of restraints when force was used that resulted in an injury, use of chemical munitions, and/or offender on staff abuse that resulted in injury. The Assistant Warden of Programs will contact the legal guardian to notify the family of the current situation. Additional reporting will continue in accordance with Department Of Corrections Regulation C-02-006.
1. All employees who have any knowledge of allegations of abuse, excessive force, corporal punishment, placement of restraints when force was used that resulted in an injury, use of chemical munitions, and/or offender on staff abuse that resulted in injury is obligated to report this information to the Warden of Programs immediately.
- H. A formal schedule and monitoring system will mandate daily rounds (unannounced visits) to be made by the Administrative and Clinical Staff to housing and program areas. Rounds will be made to each housing area on a random basis between the hours of 4:30 p.m and 6:00 a.m. each day of the week. Each program area will be visited daily. Any deviation from the schedule must be noted on an Unusual Occurrence Report and forwarded to the Warden. A copy will be submitted to the Project Team. There is no specific time requirements on

Project Zero Tolerance

Saturdays, Sundays and holidays. Visits will include housing and program areas. The Phase I Major will insure compliance of rounds being made.

1. The staff member making the rounds shall sign the log bog in each area that is visited to include writing "P.Z.T. Round".
 2. The staff member making rounds will document such on the PZT Rounds data sheet. Documentation utilizing this form will reflect the date, staff members' signature, offender name, JIRMS#, housing assignment, PZT complaint, other complaints, and comments or action taken. Copies of the PZT form will be distributed to the Warden, Deputy Warden, Assistant Warden/Programs, and Assistant Warden/Security. Complaints not specifically under the heading of PZT will be addressed by administrative department heads.
- J. Each employee that has direct contact with offenders will be trained in Defense Tactics to insure swift and appropriate resolution to dangerous situations. It is directed to minimize the circumstances that involve using force, as well as effectively gaining control by using the minimum amount of force in those situations, which should reduce (or not cause) injury to staff/offenders.
- K. Every offender will have unlimited access to the P.Z.T. Hotline. This include the phones in the housing areas and the dedicated phones located in both Phase I and II Infirmaries.
- L. This policy shall be reviewed annually and updated as needed.



 Warden

9-11-97

 Date New/Revised

Attachment: PZT Rounds Data Sheet

Offender Responsibilities

REMEMBER! IT IS YOUR JOB TO:

Obey Institutional Rules

Prevent Violence

Follow Instructions

Do Your Best In School

Do Your Best On Your Work Detail

Do Your Best At Recreation

Be The Best Person You Can Be

Growing Up Is A Real Job!!!

Richard L. Stalder
Secretary

Staff Responsibilities

REMEMBER! IT IS YOUR JOB TO

Follow Departmental & Institutional Regulations

Prevent Violence

Provide Effective Supervision

Be A Good Role Model For Other Officers & Offenders

Perform Your Job Well

Provide A Safe & Orderly Environment

Make Your Institution The Best It Can Be

An Awesome Responsibility!!!

TCCY Visiting Rules and Guidelines

An offender may choose no more than 10 immediate family members such as parents, legal guardian, grandparents, children, and siblings to be placed on his visiting list. Only 5 visitors can visit at a time. Legal advisors, one approved religious advisor, and children 14 years and younger be allowed to visit without being included in this number. Each visitor on an offender's approved visiting list will be allowed to visit the offender up to three times per month. An offender may request changes (additions, deletions, substitutions) to his approved visiting list every four months.

In the event an offender has no established visiting record upon arrival tentative approval to visit will be given to the offender's immediate family. Some verification of relationship will be required.

A prospective visitor is responsible for completing the visitation questionnaire in its entirety and returning it to the institution within the time frame specified. By signing the questionnaire, the visitor is agreeing to be on the visiting list and to obey the institution's rules.

Any person who has been convicted of a felony and who has not been finally discharged from an institution or from probation or parole supervision more than two years without an intervening criminal record should be denied approval to visit. In addition, any person who in the previous five years has three or more felony charges (regardless of disposition) should be denied approval to visit, or approved visiting should be revoked.

Offenders assigned to administrative hold will be allowed to visit one hour only.

All minors (under the age of 17) must be accompanied by an adult who is on the approved visiting list and who is either a family member of a minor or the minors guardian. All visitors who are 15 or 16 will be counted on the offender's visiting list even though they must be accompanied by an approved adult. Visitors 15 years or older must have a valid picture ID.

A visitor can be on only one offender's visiting list unless that visitor is an immediate family member of more than one offender. The burden of proof and documentation will be the responsibility of the offender and his family. **People who are not approved for visitation are not allowed to remain on facility grounds.**

Visitors are not allowed to bring items into the visitation area. Coats, handbags, and other personal items must be stored in the visitor's car or in the lockers located in phase II Security Building. Items of necessity for infants and chronic medical problems (e.g. asthma, etc.) Will be allowed upon inspection. The total sum of cash being carried by persons visiting an offender cannot exceed \$40.00 .

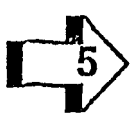
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On regular visiting days which are Saturday and Sunday, visitation will be between the hours of 8:00 a.m. and 11:00 a.m. no visitors will be taken after 10:30 a.m. Then again between the hours of 12:30 p.m. and 3:00 p.m. no visitors will be taken after 2:30 p.m.

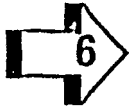
All visitors must be appropriately dressed. Shorts must be knee length. No halter tops, tank tops, see-through clothing, low-cut articles of clothing exposing the upper chest, mini-skirts, or any form of seductive garment shall not be allowed. Shoes, designed for streetwear, including tennis shoes may be worn. No shower shoes, slippers, or rubber thongs shall be permitted. Clothing and jewelry that displays violence, gang, or drug paraphernalia is not permitted. In addition, no visitor shall be allowed to bring a blue-Jean jacket. Individuals improperly or inappropriately dressed may be refused permission to visit.

Introduction of contraband into or upon the grounds of any correctional institution housing state offenders is prohibited by La R.S. 14:402. Visitors and offenders are notified of this statute by posting at or near the entrance to the facility, and included in the rules posted in the visiting area.

Any person may be refused approval to visit and removed from the visiting list if the visitor does not comply with institutional rules governing visitation. Such restrictions must be in accordance with DPS&C Regulation No. C-04-003. The person denied visitation privileges shall receive written notification of the denial and be allowed the right to appeal. If the visitor exercises this appeal right, the Secretary or his designee will review the appeal and investigate, as appropriate, within thirty days of notice. If necessary a hearing will be scheduled and the visitor will be notified of the time, date, and location of the hearing.



that you want one more person to look at your problem. The Warden will send a copy of your grievance letter to the man in Baton Rouge who runs the Corrections Department. (He is called the "Secretary".)

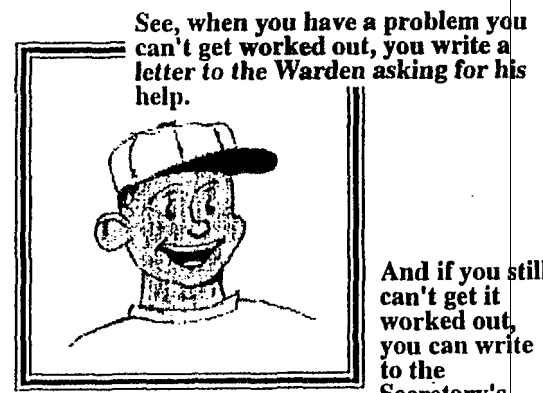
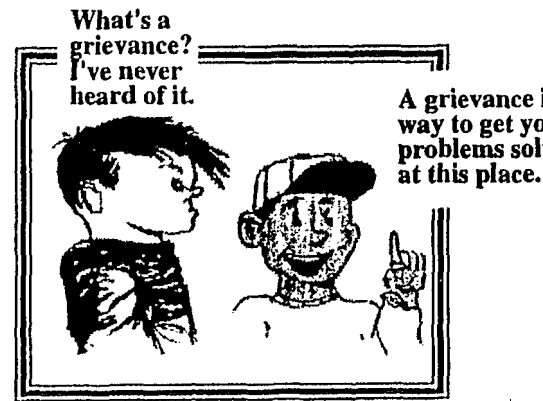


The Secretary should send you an answer within 45 days from when he got your letter. If it will take him longer to get you an answer, he will let you know.



The answer that the Secretary gives you is "it" — what he says is the final answer from the Corrections Department. The only other thing you can do is to have someone help you file a suit so you can go to court with your problem.

IF YOU HAVE ANY QUESTIONS ABOUT THIS PROCEDURE, ASK YOUR COUNSELOR OR SOMEONE AT THE INSTITUTION. THEY WILL BE GLAD TO HELP YOU.



Juvenile Offender Grievance Procedure

Department of Public Safety and Corrections
State of Louisiana
Richard L. Stalder
Secretary

New Offender Handbook

Tallulah Correctional Center for Youth
1005 West Green Street
Tallulah, Louisiana 71282

(318) 574-5740

Offender:_____ Transfer Date:_____

Barracks:_____ Program Counselor:_____

Program: LITE_____ Non-LITE_____

Release Date:_____

Judge:

Probation Officer:

Public Defender/Attorney:

CAMPUS - PURPOSE

Welcome to the Tallulah Correctional Center for Youth. While at TCCY, you will participate in school, counseling, and recreation activities. This is to encourage your education, socialization, and rehabilitation. The goal is for you to have a successful return to society when you are released. This facility has two programs. The general campus rules apply to you whether you are in the LITE Program or are a regular commitment.

GENERAL CAMPUS RULES

1. No smoking.
2. No fighting.
3. No horse playing.
4. No loud talking.
5. No loafing.
6. No littering.
7. No cursing.
8. No spitting.
9. No writing on building, furniture, or clothing.
10. Keep off doors and windows.
11. Remain with your assigned group.
12. Follow the dress code.

LITE PROGRAM

The LITE program is a 90-day Boot Camp Program. You were placed in this program by your judge.

Depending on what your judge said in your court order, you will either get out in 90 days without having to go back to court, or your Program Counselor and your Probation Officer will work together to arrange a court date for you. You were given a sentence by your judge with a release date which is on the front page. However if you work the program, and don't get any disciplinary tickets, after you have been here 45 days, a staffing will be held with you, your Program Counselor, your Probation Officer, and your parents to decide what your release date will be and what will be expected of you after you are released. This date will be around 90 days after your transfer here. The date may vary a day or two, depending on the transportation arrangements that have to be made for you.

Any days that you are not in the barracks do not count toward 90 "good" days that you have to earn before you can be released. Also, you can lose days at disciplinary committee. So it is very important that you avoid getting any disciplinary tickets while you are here. LITE offender are not eligible for furloughs because of the short length of time you are here. Of course, any special furloughs granted by your judge will be honored.

Although you are not eligible for the campus work program, you may be required to perform some community service work assignment as part of your 90-day program.

REGULAR COMMITMENTS

Offenders who are not in the LITE Program, are regular commitments. This means that you are to serve the time here following the Department of Public Safety and Corrections policies for classification and early release. You can earn a recommendation for early release while you are here. There are four custody levels: MAXIMUM, MEDIUM, MINIMUM-IN, AND MINIMUM-OUT. Every three months you will be involved in a quarterly staffing. Your Program Counselor, someone from the school, security, and any other important area in your program will meet with you to discuss your progress. You are a part of this meeting and may express your concerns or needs.

At the staffing, your custody level will be determined. It will be based on the seriousness of your offense, the number of prior offenses, the most serious prior offense, escapes or attempted escapes during the past three months, the number of B tickets, the most serious disciplinary ticket, program participation, and leave performance if you have weekend leaves. A progress report will be sent to your judge after your quarterly staffing. It will report all of the positive things you accomplished during the quarter as well as the negative things.

You must earn Minimum-out custody to be considered for early release. State laws says that you cannot be released early if you have been convicted of one of six crimes. Your program counselor will check your record and let you know if you are in that group. If you are eligible for early release, a recommendation will go from this facility to your probation officer. Once the details are worked out, and TCCY and your probation officer agree, a letter will go to your judge. Your judge has the final say. The process may take several months. Don't get impatient! A full case review must be completed and additional testing may be required. A home study will have to be completed and your family's plans assessed.

Weekend leaves will be discussed at your quarterly staffing. You must be on minimum-in or minimum-out custody to be eligible for leaves. The more serious your charge, the longer it will be before you are eligible for leaves. If you cannot be considered for early release, you cannot be considered for furlough.

Your family must agree to participate in a Family Furlough Workshop before you can go on leave. If you are eligible for and approved for furloughs, and if your family participates in the Family Furlough Workshop, you can go on an 8-hour day pass. If the day is successful, you will be eligible for a three-day weekend furlough. In all cases, your judge must give permission for you to go on leave.

Regular commitments are eligible for the campus work program. While it is not a formal vocational training class, it does teach you job skills. Eligible offenders will be placed on work sites, and housed in the working offender barracks. Your custody level is a factor in your eligibility for the work program. Places to work include the dining hall, maintenance, laundry, outside yard detail, inside yard detail, administration building, school, infirmary/segregation and Governor Fosters "Project Clean-up" road crew. Job assignments are designed to introduce you to the world of work. The work sites can provide you with on-the-job vocational training and some skills you can use to get a job when you are released from TCCY.

DISCIPLINARY PROCESS

The Offender Rulebook you received at the Diagnostic Unit tells you what rules you are expected to follow while you are here. If you break one of the rules, you will face a variety of penalties. "A" tickets are heard by a disciplinary hearing officer, usually a Captain or Lieutenant. "B" tickets are heard at Disciplinary Committee. Two people sit on Disciplinary Committee. Additional rulebooks are available in the barracks, the library, and from your Program Counselor for references as to the rules, penalties, and procedures.

ADMINISTRATIVE REMEDY

If you have a complaint that you have not been able to resolve through informal means (talking to your program counselor, the program director, the Captain), then you may ask for a formal review of your problem. The Administrative Remedy Procedure is included in your offender rulebook. If you have any questions about it, or need any help with one, talk to your counselor. They will be glad to help you.

DRUG SCREENS

TCCY has a urine surveillance program to monitor drug use in specific circumstances. TCCY will also do random Drug Testing.

A urine screen will be done on every offender who leaves the campus on an unescorted leave or pass when they return to campus.

A urine screen will be done on any offender when it is suspected that he has used drugs. For example, a urine screen will be performed when something that is suspected of being marijuana is found in his immediate area of control, or if he is caught smoking something that looks or smells like marijuana, or if he is acting like he is intoxicated.

A disciplinary ticket will be written for contraband if the urine screen is positive. Also, if the urine screen is positive, a letter will be sent to your judge and probation officer.

CONTRABAND

Louisiana Revised Statute 14:402 prohibits the introduction of contraband into a correctional institution and the possession of contraband in a correctional institution. It is the policy of the Department of Public Safety and Corrections to halt the flow of contraband into TCCY. Frequent, unannounced searches of offenders, living quarters, and other areas of the facility shall be conducted as often as necessary to ensure the safety and security of the facility.

There are six types of searches that are allowed at this facility:

1. A property search of any or all of your property at any location may be conducted at any time.
2. A pat-down or frisk search may be conducted at any time. If the officer finds a lump and you don't tell him what it is, you may have to submit to a strip search.
3. A general search is a search of a large group (dormitory, work crew, class) where everyone must strip down to their underwear so they and their property can be searched.
4. A strip search is a visual search of your nude body. Routine strip searches may be conducted at any time with the approval of a Lieutenant or higher ranking person.
5. A visual body cavity search is a visual search of your nude body, including body openings. This search may be routinely performed after you return from an off-campus trip, a physical contact visit, or when entering or leaving segregation.
6. A body cavity search is one in which a probe is made inside your body by a qualified medical person at the infirmary. It can only be performed when a strip search indicates something appears to be hidden within a body cavity. The Warden or his designee must give written approval for this search.

All physical contact searches must be done by a person of the same sex. Any search but a property search or a pat-down search must be out of sight of anyone but employees and/other offenders of the same sex. Criminal charges can be filed if contraband is found.

CRIMINAL CHARGES

If you commit a crime while you are here, criminal charges may be filed. If you are 16 or younger, they will be filed in juvenile court. If you are 17 or older, they will be filed in adult court. If charges are filed in adult court, you may be taken to the Madison Parish Jail. If you are bonded out, you will still have to return to TCCY. If you are found guilty of a felony as an adult while committed as a juvenile, you will not be eligible for good time in the adult system.

PROJECT ZERO TOLERANCE - A BALANCED APPROACH TO REDUCE VIOLENCE

The Louisiana Department of Public Safety and Corrections is committed to providing a safe environment for you and the people who work here.

We will not tolerate:

- * any act of offender on offender violence
- * any act of offender on staff violence
- * any act of staff on offender violence
- * any use of unnecessary or excessive force
- * any use of corporal punishment
- * any use of profane or abusive language directed at another person
- * "Taking Five" or any unauthorized method of resolving conflict

We will support appropriate and necessary uses of force to protect our employees and you.

If you have a complaint, tell your counselor. They are required to report all allegations of abuse. Report it truthfully and honestly. You will not get in trouble if you tell the truth.

Tell any staff member. This could be one of the Wardens, a nurse, a cook, a security officer, the chaplain, anyone you feel comfortable talking to. They are all required to report allegations of abuse.

The facility has procedures in place to investigate allegations. The ARP procedures are the proper procedures to use to report allegation. However, report any allegation truthfully so that it can be investigated. False allegations may result in disciplinary action.

If an allegation of abuse is proven to be true, disciplinary action will be taken against the offender or staff member who commits the abuse. Criminal charges may also be filed against the person who commits the abuse - offender or staff.

DPS&C has a "Project Zero Tolerance Hot-Line - A Balanced Approach to Reducing Violence" to ensure you have a safe place to live and our staff has a safe place to work. The number is 1-800-626-1430.

PERSONAL PROPERTY

All of your clothes will be provided by TCCY. You will not be allowed to wear any personal clothes. You are not allowed to wear any jewelry. All of these items will be collected and mailed home after you arrive. Any unapproved item found in your locker or bed will be considered contraband and will be confiscated

MAIL AND PACKAGES

You may send and receive letters from anyone, including people at other juvenile institutions while you are at TCCY. There will be no restrictions on how long they are or any language used in them. You may purchase stationary and stamped envelopes through the commissary. You may purchase as many as you can afford. You have the right to contact your judge, probation officer, attorney. You have the right to reasonable access to the general public through the communications media as long as it does not interfere with the order and security of the facility and protects your and other's rights to privacy. If you don't have money, we will pay for two personal letters or legal or privileged mail each week. Legal/privileged mail includes letters to your judge, attorney, and probation officer. You signed a form at the Diagnostic Unit stating that you agreed to receive mail through our mail system before you could mail or receive letters.

You are not to seal your letters before you mail them unless they are privileged (judge, attorney, P.O., etc.). They will be inspected for contraband. Incoming mail may be opened and inspected for contraband unless it is privileged. Privileged mail may be opened and inspected only in your presence. Your letters can be censored.

Your letters will not be read by any staff member on a regular basis. The Warden may rule that your letters should be read if a threat to the security of the institution is present. However, this will not be a permanent situation. If you want to give your letter to a staff member to read, such as your program counselor reading a letter from a judge, you may.

All letters should be placed in the mail box by the dining hall after breakfast each morning. The mail officer will collect the mail each morning for processing. Incoming mail will be brought to your barracks every afternoon, except weekends and holidays.

Most of your needs are met by the facility. You and your family will be given a list of any items you can receive through the mail. Any package that your family sends you will be opened and inspected for contraband. If they send anything that is not on the list, you will not be able to receive it. It will be returned to them. Do not ask your family to send you cigarettes through the mail. They are contraband and will be destroyed.

You can receive any magazine, soft covered book or newspaper that can be legally sent through the mail. You may have three magazines, 1 photo album, and 4 soft covered books. If any of them present a threat to the security of the facility, they will be confiscated before they get to you. You may appeal this decision.

TELEPHONE PRIVILEGES

You are allowed to make calls according to guidelines set by your particular barracks unless otherwise stated by counselor or Wardens. Your program counselor will leave your name with security designating when you can make your call. The telephone calls will be made on the collect telephones in the barracks. The call can last up to 17 minutes. You may submit a list of any twenty telephone numbers that you will be calling. These numbers will be placed in the computer system under your JIRMS number. If a number is changed or disconnected, or you wish to change your list, make the request through your program counselor. In order to add more numbers once you have twenty numbers you must delete one number to add one number. The system will not allow numbers to be added over twenty.

All the telephones in the housing unit may be monitored and/or recorded. If you agree to use the telephone, you are agreeing to having your call monitored or recorded. The telephone system will automatically broadcast recorded messages that the telephone call is originating from a correctional facility. Legal calls will not be monitored or recorded.

MONEY

Any money sent with you from another facility or any money your family sends you while you are here will be placed in your offender account. Your family can send you money through the mail. We prefer they send money orders. Checks will not be accepted. Cash sent through the mail will be returned. Money orders will be taken when your mail is inspected and placed in your offender account. You will be given a receipt.

If you have money and want it to earn interest for you, you may purchase United States Savings Bonds. They are available in amounts from \$25.00 to \$5,000. Tell your program counselor and they will complete the information for the Business Office. After the bonds are purchased, you will be given a receipt. Your savings bond will be kept secured in the Business Office until you leave TCCY.

If you are receiving social security benefits, all but \$20.00 turned over the State of Louisiana. You will be allowed to keep the \$20.00 in your offender account.

Offenders who do not have money and do not ever get any money may be declared an indigent offender. This will allow you to receive a canteen allowance and postage. You must ask your program counselor to complete the application for you. It is not automatic that you receive indigent offender status. You must ask for it.

The Department of Public Safety and Corrections allows us to take money out of your account if you are in a fight, destroy facility property or the property of others, injure another person so that they require medical care, or mutilate yourself so that you have to go to the hospital. The rules about restitution are in the handbook.

A hold can be put on your account, and any money you receive will be taken to pay your debt. This action will be recommended by the disciplinary committee when you are found guilty. If you owe restitution, you will not be allowed a canteen allowance as an indigent offender until your debt is paid.

SMOKING

TCCY is a smoke-free environment. Offenders are not allowed to smoke. If you are caught smoking or are found with cigarettes or a lighter or matches in your possession, you will be charged with contraband.

INMATE PERSONAL GROOMING GROUP IDENTIFICATION

It is the policy of the Secretary to allow inmates reasonable freedom in personal grooming as long as the appearance does not conflict with institutional requirements for safety, security, identification and hygiene. For security reasons, any means of possible inmate "group" identification, including, but not limited to, inmate hair styles and clothing, will not be permitted. Additionally, any manner in which inmate clothing is worn that could be interpreted as demonstration group allegiance or "colors" will be prohibited. As stated above, any means of demonstrating the possibility of group identification which could result in a threat to institutional security will not be permitted.

VISITING

Visiting at TCCY is every Saturday and Sunday of every month. Visiting begins at 8:00 A.M. and ends at 3:00 P.M. Visiting is held under the recreation sheds when the weather permits. Other times visiting will be held in the school on campus. This day is set aside for your family only. Your mother, father, sisters, brothers, grandparents, and/or legal guardian are the only persons allowed to visit.

1. You can only have five visitors at one time.
2. They are required to bring a picture I.D.
3. They may not bring any food. We offer snacks for sale in the commissary. Anything your family buys must be eaten before you return to the barracks.
4. Your family cannot bring you any packages. Nothing can be brought into the visiting area. Your visitors may be searched for contraband.
5. There is no smoking allowed.

Violation of any of the visiting rules can cause your visit to be ended. Repeated violations can cause visiting privileges to be suspended or canceled.

If you are assigned to the infirmary on visiting days, your visit will take place in the infirmary. If you are in Administrative Segregation, you will be allowed a visit, but the visit will be shorter and fewer visitors will be allowed.

If your family cannot visit on the designated visiting days, a special visit may be arranged by your program counselor. The same rules apply for special visits. However they are for only one hour. Visits by your pastor, a government official, or a media representative may be approved by the Warden on a case by a case basis. Visits from your attorney will be allowed according to department regulation.

EDUCATION

While you are here, you will be expected to attend school. Our school is an "Alternative" school so you will be placed in class based on your scores on the tests you took at the Diagnostic Unit. We offer Basic Skills I, Basic Skills II, Pre-GED, GED, and Specialized Education services. You will be involved in socialization skills and a release preparation class. We have a library to help you in your classwork and to provide leisure time reading.

We encourage you to advance as far as you can in your education while you are here. A graduation ceremony will be held every year in May to honor those students who have completed their education by earning a high school diploma or GED. We also recognize the accomplishments of students who make significant progress in these school programs. These recognitions are held quarterly. Special activities may be scheduled to provide incentives for you to advance.

COUNSELING

You are assigned a program counselor the day you are transferred to TCCY. Your Counselor is to help you increase your awareness about being here and the crime you committed to get here. They can help you change how you think and behave so that you will know how to make the right choices when you are released. Your counselor will see you every week. Counseling is a part of your program while you are at TCCY. To successfully complete the program, LITE or regular, you must participate in counseling. They will work with you to meet the goals you have set for yourself. If you have a particular problem that comes up, they will work with you to solve that problem right away. They will work with you to set your goals and encourage you to meet them. Your counselor wants you to succeed. If you have a problem that comes up, you can make a written request to see your counselor, someone in security or someone in administration. The officer in your barracks can help you make this request, or you can place a request in the mailbox by the dining hall with your mail in the morning.

Every offender assigned to TCCY will go through a Substance Abuse Educational Program. The Substance Abuse program is a part of your program at TCCY. To successfully complete the program, LITE or regular, you must participate in the Substance Abuse Program. The Substance Abuse staff will provide additional services/referrals as indicated.

RECREATION

We have a variety of recreation opportunities. You will participate in organized sports in the intramural program such as flag football, softball, basketball, and volleyball. There are specific activities related to the boot camp, such as drill, obstacle course, and run-dodge and jump course. There are various leisure activities such as reading, cards, and other games.

The recreation program is constantly changing to meet your needs. If you have a request for a specific activity, let your program counselor know.

RELIGION

Participation in religious activities is strictly voluntary. You will not be forced to attend. However we offer a variety of religious opportunities to meet your spiritual needs. Our religious program is provided by volunteers from the local community. We offer weekly Protestant and Catholic services. We will try to meet any specific request you have, however, facility security comes first. If your pastor would like to come visit with you, he is welcome to arrange it through your program counselor. If you would like to speak with a minister for any reason, let your program counselor know and they will make the referral.

MEDICAL

All of your medical needs will be met while you are here. Our medical services are provided at the TCCY infirmary. A Doctor comes twice a week. We also have services of a dentist, eye doctor, and psychologist available. Emergency referrals to a psychiatrist can be made through the Madison Parish Mental Health Center. All referrals are made by the infirmary staff.

If you are on routinely administered medication, you must go to the infirmary. If you have a complaint or need to see the nurse, place a sick call slip in the infirmary box in the dining hall after breakfast.

If it is an emergency and cannot wait until the next scheduled sick call, tell the officer or your supervisor and they will give you a Declaration of Emergency form to fill out. You will then be taken to the infirmary to see a Nurse. If the Nurse determines that it is not an emergency, disciplinary action will be taken against you for Malingering. All true emergencies will be seen immediately.

If you want to see a Nurse, turn in a sick call slip and you will be scheduled for sick call.

If you want to see the doctor, dentist, eye doctor, or psychologist, tell the nurse at sick call, giving the reason. You will be scheduled if necessary. You may be referred to the psychologist if there are indications that additional evaluations or testing will help us make the best plan for you, such as a group home placement.

If you are having problems, discuss them with your program counselor. They will work with you to make the best choices.

HEALTH INFORMATION

TB- tuberculosis

TB is spread by tiny germs that float in the air. Anyone can breath TB germs. TB germs can live in your body without making you sick. This is called TB infection. Sometimes the germ becomes active and can attack your lungs or other parts of your body. This is call TB disease. People who have TB disease need medical help. If they don't get help, they can die.

The skin test you got when you were at the Diagnostic Unit is the only way to tell if you have TB infection. The test is "positive" if you have a bump about the size of a pencil eraser or bigger that appears on your arm. This bump means you probably have TB infection.

If you have TB infection, you will receive treatment so you will not get TB disease later. Unless you get treatment, TB infection can turn into TB disease. You will always have TB germs in your body unless you kill them with the right medicine.

HIV / AIDS

HIV stands for Human Immunodeficiency Virus. AIDS stands for Acquired Immune Deficiency Syndrome.

HIV attacks the blood and destroys your immune system. People with HIV/AIDS can no longer protect themselves from infections or other diseases that most people don't get. HIV is carried in the blood, semen, and vaginal fluids. You can get HIV from sharing needles or having vaginal or anal sex with someone who has HIV.

Not everyone who have HIV looks and feels sick. A person does not have to look or feel sick to pass it on to you. People who have HIV may feel tired, lose a lot of weight, have a fever or diarrhea that doesn't go away. They may have knots in their neck, armpits, or groin. They may get sores in their mouth that don't go away.

How do you protect yourself?

- ^ Do not have anal sex or any sex that may cause bleeding.
- ^ Do not use IV drugs or have sex with someone who does.
- ^ Have sex only with a faithful partner who has never "shot" drugs.
- ^ Always use a latex condom when you have sex and make sure it has the spermicide "Nonoxynol-9".
- ^ Don't share personal items such as toothbrushes, razors, nail clippers, pierced earrings.
- ^ Avoid tattooing and ear piercing unless they're done by a professional using sterile equipment.
- ^ Cover cuts and sores with clean bandages.

Universal Precautions

The implementation of certain protective measures will aid in reducing the spread of HIV, Hepatitis and other such viruses. These universal precautions are specifically designed to assist you in preventing and controlling exposure to blood and various body fluids.

How do you protect yourself?

- 1.) Wash your hands:
 - ^ after contact with blood or any body fluids
 - ^ after handling items potentially contaminated with blood or body secretions
 - ^ after body functions (e.g. use of toilet, blowing or wiping the nose, etc.)
 - ^ before and after eating

- 2.) When cleaning up spills or splashes of blood or body fluids:
 - ^ always wear gloves when cleaning up any blood or body fluids (e.g. urine, semen, feces, mucous, saliva, and any other excretion or secretion from the body)
 - ^ clean the area with a disinfectant approved for the use by TCCY
 - ^ dispose of cleaning materials in appropriate receptacle after cleaning
 - ^ wash hands immediately after cleaning
 - * Note: the use of gloves does not replace hand washing!

- 3.) If you have contact with blood or body fluids:
 - ^ immediately wash the exposed area with soap and water
 - ^ inform a staff member of the incident and request to be seen by medical personnel on routine sick call

- 4.) General precautions:
 - ^ do not share personal items such as toothbrushes, razors, nail clippers, or pierced earrings
 - ^ avoid tattooing and ear piercing unless they are done by a professional using sterile equipment
 - ^ cover cuts and sores with clean bandages

9/18/98

Effective Date



Warden

TCCY Visiting Rules and Guidelines

An offender may choose no more than 10 immediate family members such as parents, legal guardian, grandparents, children, and siblings to be placed on his visiting list. Only 5 visitors can visit at a time. Legal advisors, one approved religious advisor, and children 14 years and younger be allowed to visit without being included in this number. Each visitor on an offender's approved visiting list will be allowed to visit the offender up to three times per month. An offender may request changes (additions, deletions, substitutions) to his approved visiting list every four months.

In the event an offender has no established visiting record upon arrival tentative approval to visit will be given to the offender's immediate family. Some verification of relationship will be required.

A prospective visitor is responsible for completing the visitation questionnaire in its entirety and returning it to the institution within the time frame specified. By signing the questionnaire, the visitor is agreeing to be on the visiting list and to obey the institution's rules.

Any person who has been convicted of a felony and who has not been finally discharged from an institution or from probation or parole supervision more than two years without an intervening criminal record should be denied approval to visit. In addition, any person who in the previous five years has three or more felony charges (regardless of disposition) should be denied approval to visit, or approved visiting should be revoked.

Offenders assigned to administrative hold will be allowed to visit one hour only.

All minors (under the age of 17) must be accompanied by an adult who is on the approved visiting list and who is either a family member of a minor or the minors guardian. All visitors who are 15 or 16 will be counted on the offender's visiting list even though they must be accompanied by an approved adult. Visitors 15 years or older must have a valid picture ID.

A visitor can be on only one offender's visiting list unless that visitor is an immediate family member of more than one offender. The burden of proof and documentation will be the responsibility of the offender and his family. **People who are not approved for visitation are not allowed to remain on facility grounds.**

Visitors are not allowed to bring items into the visitation area. Coats, handbags, and other personal items must be stored in the visitor's car or in the lockers located in phase II Security Building. Items of necessity for infants and chronic medical problems (e.g. asthma, etc.) Will be allowed upon inspection. The total sum of cash being carried by persons visiting an offender cannot exceed \$40.00 .

Page 2

On regular visiting days which are Saturday and Sunday, visitation will be between the hours of 8:00 a.m. and 11:00 a.m. no visitors will be taken after 10:30a.m. Then again between the hours of 12:30 p.m. and 3:00 p.m. no visitors will be taken after 2:30p.m.

All visitors must be appropriately dressed. Shorts must be knee length. No halter tops, tank tops, see-through clothing, low-cut articles of clothing exposing the upper chest, mini-skirts, or any form of seductive garment shall not be allowed. Shoes, designed for streetwear, including tennis shoes may be worn. No shower shoes, slippers, or rubber thongs shall be permitted. Clothing and jewelry that displays violence, gang, or drug paraphernalia is not permitted. In addition, no visitor shall be allowed to bring a blue-Jean jacket. Individuals improperly or inappropriately dressed may be refused permission to visit.

Introduction of contraband into or upon the grounds of any correctional institution housing state offenders is prohibited by La R.S. 14:402. Visitors and offenders are notified of this statute by posting at or near the entrance to the facility, and included in the rules posted in the visiting area.

Any person may be refused approval to visit and removed from the visiting list if the visitor does not comply with institutional rules governing visitation. Such restrictions must be in accordance with DPS&C Regulation No. C-04-003. The person denied visitation privileges shall receive written notification of the denial and be allowed the right to appeal. If the visitor exercises this appeal right, the Secretary or his designee will review the appeal and investigate, as appropriate, within thirty days of notice. If necessary a hearing will be scheduled and the visitor will be notified of the time, date, and location of the hearing.

INTAKE LETTER INFORMATION

OFFENDER _____ LITE / NON-LITE

DATE TRANSFERRED _____ RELEASE DATE _____

BARRACKS _____ COUNSELOR _____

JUDGE _____ DOB _____

COURT _____ DOC _____

ADDRESS _____ DOCKET _____

PARENTS _____ PARISH _____

_____ LOD _____

OFFENSES _____

**TALLULAH CORRECTIONAL CENTER FOR YOUTH
Offender Telephone Number List**

Offender Name: _____ JIRMS # _____
(Please print)

	Print Full Name	Relationship	Telephone Number
1			()
2			()
3			()
4			()
5			()
6			()
7			()
8			()
9			()
10			()
11			()
12			()
13			()
14			()
15			()
16			()
17			()
18			()
19			()
20			()

Offender Signature: _____ Date: _____

Counselor Signature: _____ Date: _____

Approval by Warden/Deputy Warden (if applicable): _____

Master List Updated By: _____ Date: _____

TALLULAH CORRECTIONAL CENTER FOR YOUTH
1005 WEST GREEN STREET
TALLULAH, LOUISIANA 71282

NEW OFFENDER ORIENTATION

Offender Name: _____

JIRMS#: _____

As a part of the new offender orientation process, I have received a copy of the New Offender Handbook and have had each of the following fully explained to me.

- _____ Campus and Purpose
- _____ General Campus Rules
- _____ LITE Program
- _____ Reassignment
- _____ Regular Commitments
- _____ Custody Classification
- _____ Quarterly Reports
- _____ Leaves and Furloughs
- _____ Offender Work Program & Job Training
- _____ Disciplinary Process
- _____ Administrative Remedy Procedure
- _____ Drug Screens
- _____ Contraband - Searches
- _____ Criminal Searches
- _____ Project Zero Tolerance - A Balanced Approach to Reducing Violence
- _____ Personal Property
- _____ Mail and Packages
- _____ Telephone Privileges
- _____ Money, Canteen Privileges, Social Security Benefits, Savings Bonds
- _____ Smoking
- _____ Visiting Policies
- _____ Education Program / Library
- _____ Role of the Counselor
- _____ Individual and Group Counseling
- _____ Recreation
- _____ Religion
- _____ Medical Procedures
- _____ Health Information - TB - HIV/AIDS - Hepatitis B

Orientation Presented By _____

_____ Date

Offender's Signature _____

_____ Date

TALLULAH CORRECTIONAL CENTER FOR YOUTH
1005 WEST GREEN STREET
TALLULAH, LOUISIANA 71282

RELIGIOUS SERVICES QUESTIONNAIRE

Name _____ Barracks _____

Religious Affiliation _____

Name of Home Church/Pastor _____

Which of the following services would you be interested in having offered at this facility (Check the ones you would attend.)

_____ Worship Services

_____ Bible Study

_____ Individual Counseling

_____ Musical Performances

_____ Religious Plays

_____ Offender Choir

Specific Religious Practices _____

Other _____

What written religious materials/publications would you like to receive?

_____ Bibles

_____ Study Guides

_____ Religious Magazines

Signature

Date

MEMORANDUM

November 2, 1998

TO: John Whitley
Court Expert

FROM: Ed Mills
Interim Monitor

RE: Interim Agreement Section 4(e).

This section states: "(e) conduct and/or supervise abuse, youth-on-youth violence and sexual misconduct investigations (including PZT investigations) at the facility."

The word "supervise" implies the authority to direct contractor work effort in investigations. I have made no attempt to 'supervise' the investigative section. Absent most remarkable conditions, a monitor should not insert himself into the chain-of-command.

Many contractor investigations have been reviewed. Some have been observed in progress and I have participated in one.

As you are aware, the U.S. Justice Department has been scathing in its comments about investigations at TCCY. It has even been suggested that poor investigations may be part of a larger plan to ignore abusive conditions at the facility.

While I can not speak for the past, the current investigative section is composed of young men with careers to make. They know that careers are not made with bad investigations. If training and experience is lacking, goodwill is not. The facility recently hired an experienced investigator and is not ignoring quality complaints. It is my hope that this section will not disappoint in the future.

From my observations, the investigations at TCCY are very weak in one area--an excessive reliance on voluntary written statements from the students. As in all Louisiana correctional facilities, some students are illiterate. More are semi-literate and most have limited writing skills. It is rare for voluntary student written statements to present a coherent and detailed statement of fact. There are three methods of remedying this:

Memorandum
11-2-98
page two

1. The tape recorded interview which is then transcribed. This is slow and expensive. The transcript contains many nonrelevant comments. Unusually complex cases will require this.
2. The dictated statement by the student which is written by the investigator. The student has the statement read back to him and makes any corrections he feels are needed. When satisfied, the student signs.
3. The written Q. and A., with the student initialing every answer and signing the statement.

By example and conversation, I have nudged members of the investigative section into using the dictated statement and Q and A formats. These will suffice for most investigations at the institution.

Edward G. Mills

Edward G. Mills

MEMORANDUM

October 26, 1998

TO: John Whitley
Court Expert

FROM: Ed Mills
Interim Monitor

RE: Observations and comments.
TCCY monitoring visit of 10-13 to 10-23-98.

From my observations of the facility, it has been stabilized. Subsequent improvements must come a day and inch at a time.

When I left TCCY on the morning of 10-23-98 it was my belief that the senior management is acting in good faith and is attempting to comply with all agreements. If, however, a senior manager is professing the nonexistence of a procedural memorandum that details how the shift captains are to implement the new policies of 10-1-98, I will revisit that conclusion.

During a debriefing held on 10-22-98, A/Secretary Creed indicated that he foresaw a DOC presence at TCCY until about the first of the year. The DOC would slowly withdraw from routine internal prison operations as the contractor's employees gained skill and self confidence. One of my observations was that the DOC was doing much of the heavy lifting and was not preparing TCCY personnel enough to resume operations. Both Mr. Creed and Warden Gremillion agreed with that conclusion. A slow DOC exit is forseen.

The subcontracted food service is starting to implement Tom Riker's food service suggestions. I observed the lunch meal of 10-22-98. Milk was now available on the line. The salad now contained something other than lettuce (in this case, cheese). The cycle menu was being followed. The serving ladles I examined were larger than four (4) ounces in size. Portions were ample. Obviously, a matter of such importance requires followup.

Next week's training academy will contain twenty six cadets. This will fill about half the outstanding security vacancies. DOC personnel have been used in routine drops.

LITE personnel advised me that the corporation had promised them incentive pay and army style uniforms at contractor expense. They say these promises have not been kept and six Drill Instructors have quit. The remaining five are spread thin. I did NOT discuss this matter with Mr. Adams. As former soldiers ourselves, I think we can confirm that five DIs are inadequate for a boot camp of this size.

Memorandum
10-26-98
page two

Senior management agrees with the two of us that TCCY personnel require more and better training. As it happened, an experienced DOC trainer (Capt. Stinson of WTF/N) was present on the grounds and was under-utilized for cell entries. This was brought to the attention of senior management and Capt. Stinson will be used in the contractor's training program.

TCCY has an 'alternative/alternative' school in the cell block for high risk students. The location is noisy and not conducive to learning. The instructor lacks basic instructional items such as a chalk board. The school principal would like to hold the class in a secure, but better, place. Perhaps something like a T building.

May I make a mild objection? The staff, verbally and in documents, refer to the juveniles as "offenders". Yes, they are "offenders". But, if they think of themselves as "offenders" won't they act like offenders? Could not a more neutral term, such as "student" be used?

One problem that I saw will be self correcting as the DOC personnel are slowly withdrawn in numbers and activities. That is, DOC personnel actually escalating some situations. Up to thirteen DOC correctional officers would respond to nonriot situations. I saw one case of six DOC officers going to the school to take care of one boy about four foot high. A show of force can be useful with adults, but may excite juvenile boys.

Sex abuse investigations have been hampered by the late arrival of rape test kits. A TCCY investigator told me that it takes 4 to 6 months to receive the test results back from the lab. TCCY gives the kits to the Tallulah Police Department. The PD then forwards them to the North Louisiana Criminalistics Lab in Monroe. The A/Chief of Police told me it takes his department a month or two for his department to receive lab results of rape kits. Possibly, the lab is giving a low priority to this private prison. A possible alternative would be for the contractor to contract such tests with a private lab.

Soon, the TCCY correctional officers will receive a 25 cent an hour raise and the mental health professionals will receive a \$4.00 an hour raise. This is per senior management.

Edward G. Mills

Edward G. Mills

MEMORANDUM

November 2, 1998

TO: John Whitley
Court Expert

FROM: Ed Mills
Interim Monitor

RE: Observations and comments.

On 10-23-98 I was told that twenty-six cadets would be entering next week's academy. By 10-30-98 only nine cadets had survived the first week's shakeout. In the unlikely event all nine graduate, this will fill less than 20% of the security vacancies. In all likelihood, the graduates of this academy will only equal what has become normal staff attrition.

According to the State Library's reference section, Louisiana Tech estimates the population of Madison Parish to be 12,600 persons. Although the facility recruits as far away as Vicksburg, Lake Providence and Winnsboro it can not meet its staffing quota.

My conclusion is that a very basic management error has been made. The facility has been overbuilt for the support- ing population base. It would seem more than one person engaged in wishful thinking rather than objective planning.

At 8:55 AM on 10-30-98 I observed MPSO Deputy Michael Wash- ington (also a TCCY investigator) enter the Phase II break room while wearing his badge and firearm (a holstered auto- matic pistol). He spoke to a B/F employee and departed. Also present in the room was a student orderly.

The introduction of a firearm into a correctional facility is a serious matter. This is especially the case with juveniles who sometimes act in an irrational and impuls- ive manner. To Warden Gremillion I suggested a lockbox and sand barrel at the front gate.

Idleness is rampant among the students.

Edward G. Mills

Edward G. Mills

MEMORANDUM

November 2, 1998

TO: John Whitley
Court Expert

FROM: Ed Mills
Interim Monitor

RE: Interim Agreement Section 5.

During my third week at the facility I revisited some of the students I had interviewed during my first week. Some of these had subsequent problems with the staff. However, none were specific as to retaliation because of previously speaking with me.

Edward G. Mills

Edward G. Mills

MEMORANDUM

November 2, 1998

TO: John Whitley
Court Expert

FROM: Ed Mills
Interim Monitor

RE: Interim Agreement Section 9.

This section deals with the use of restraints.

At about 6 PM on 10-13-98 I observed DOC officers place waist chains on students prior to their movement from Java to Kentucky. At that time, I had not yet read the Interim Agreement and was unaware that this was not permitted. Only handcuffs and shackles being allowed. In a subsequent conversation with Warden Gremillion, he felt that this usage was a mistake. He did not think it would happen again. As best as I can tell, it has not happened subsequently.

The use of restraints for internal movement has been recorded in appropriate log books. A review of the logs reveal that they were authorized by a ranking supervisor. Further, there was an explanation of why they were used. For example: "Placed in restraints for fighting and refusing to cooperate with staff."

Edward G. Mills

Edward G. Mills

MEMORANDUM

November 2, 1998

TO: John Whitley
Court Expert

FROM: Ed Mills
Interim Monitor

RE: Interim Agreement Section 10.

This section deals with access to records.

During my tour, the facility has provided everything I have asked for.

Edward G. Mills

Edward G. Mills

MEMORANDUM

November 2, 1998

TO: John Whitley
Court Expert

FROM: Ed Mills
Interim Monitor

RE: Interim Agreement Part 2.

This portion of the agreement deals with the use of chemical agents at the facility.

During the three weeks we have been at the facility there were two incidents of using chemical agents. A total of four students were involved. The chemical agents were used on 10-13-98 and 10-15-98. You were a witness to the later incident and I was a 'near witness' to the former.

Regarding the 10-13-98 incident, my observations were:

1. The Deputy and Assistant Wardens personally observed the situation.
2. Chemical agents were not carried on any person nor stored in a living area.
3. The three juveniles involved created a disturbance that did not permit the effective monitoring and supervision of the site.
4. The Interim Monitor was notified promptly.

The three involved juveniles were observed, by myself, showering immediately after the event. They were later interviewed by me and their written statements have been forwarded to you under separate cover.

In summary: The students were kicking their cell doors (which creates a terrific din). They were ordered to stand back from their doors and refused. Chemical agents were then used. When interviewed the students did not complain of distress and did not appear to be in distress. A review of medical records showed that two students had no allergies while student B.W. #50988 was allergic to grass.

Memorandum
11-2-98
page two

Never have I seen a chemical agent carried by a person on the TCCY grounds. Further, a search of the facility (see below) only found Chemical agents in secure non-living areas.

On 10-30-98 I conducted an audit of the facility's chemical agents. Business invoices and armory records were examined. Searches were made of areas that might contain such agents. In summary: Armory records showed the presence of twenty-eight cannisters of gas on the grounds. I was able to find thirty-four cannisters of gas. A/Warden Allen assured me he would tighten up on the inventory control of chemical agents.

You have previously noted a problem with the control centers' gas log books.

During the month of October, there were two incidents of chemical agents being used. Four students, total, were involved. From an examination of investigative reports, I conclude that during the month of September there were twenty incidents of gas use and these involved twenty-three students. This is a decline of 90% for incidents and 83% for involved students. The agreement has caused a significant decline in the use of chemical agents.

Edward G. Mills

Edward G. Mills

MEMORANDUM

October 26, 1998

TO: John Whitley
Court Expert

FROM: Ed Mills
Interim Monitor

RE: Student Jeff McElveen #10920.
Alleged abuse of 10-13-98

On the afternoon of 10-13-98 there was a disturbance at Java "D" at TCCY. During a portion of the disturbance student McElveen was extracted from his cell. He alleges staff abuse by DOC officers (not TCCY employees).

EVIDENCE:

Attached to this report are items of documentary evidence marked with the Roman numerals I, II, and III. This evidence will be referenced at appropriate points.

PRELIMINARY:

This particular student was involved in a fight with student Antonio Richmond (IA2, IB1 & IIA) earlier in the day. He was also placed in restraints somewhat later (IA1, IIB1, 2 & 3). His only injury was a swollen right hand (IA1 & IA2) resulting from the fight.

THE INCIDENT:

At about 5 PM on 10-13-98 at the Java "D" unit student McElveen activated the sprinkler in his cell (IIC1, IIC2 & IIC3). Allegedly, the sprinkler was activated because LT Lemoine said he would put out a 'contract' on student McElveen's brother in Cottonport (IIIA). A large number ((ten (IIID2) to sixteen (IID5)) responded to the disturbance.

Either two (IIIA2) or three (IIC1, IIC2, IIIB & IIIC1) or six (IID4) DOC officers entered student McElveen's cell. If only two officers, they have been identified as Captain John Chase (IIC1, IIC2, IIIB, IIIC and IIID) and Sgt. Anthony Streetman (IIC1, IIC2, IIIB, & IIIC). If three officers, the third one has not been identified (IIIB & IIIC).

Memorandum
10-26-98
page two

Inside student McElveen's cell, Capt. Chase and Sgt. Streetman physically subdued McElveen (IIC1, IIC2, IIIA1, IIIA2 & IIIB). No one claims McElveen resisted in his cell. Student McElveen was either taken out of the cell by the neck (IIC4 & IIIA1) or not taken by the neck (IID5 para 3 & IIIB). McElveen was either handcuffed in the cell (IIC1, IIC2, IIIB & IIIK) or outside the cell by the cell door (IIC3, IID2 paras 6 & 7, IID3 para 4 & 5, IID4 para 2, IID5 para 3).

Outside the cell, by the cell door, McElveen was placed on the floor, either on his buttocks (IIC1, IIC2, IIIB) or on his belly (IID5 para 3, IIIA2 & IIIK). In that position, McElveen was either hit in the face (IID2), or kicked (IIC4, IIIA1 & 2, IID1 & 2, IIIK), or there were 'kick like motions' without contact (IID2 para 5), or had nothing happen to him at all (IID2 para 6, IID3 para 4, IID5 para 3, IIIB, IIIC2).

After student McElveen was removed from his cell and secured, a sort of 'sympathy' disturbance was created by other students (IIC5, IIC6, IIC7, IIIA2, IID1, IIIE1 & 2, IIIF, IIIG, III I, IIIJ & IIIK). McElveen was left unattended and he got up and walked around (IID5 para 3 & IIIA2) for twenty-seven minutes (IID5 para 3).

Student McElveen was then taken to the front door area and placed in full restraints (IID5 para 3, IIIA2, III I, IIIJ) including a belly chain (IIIA2, also IIIE2). Comment: belly chains are not part of the interim agreement on mechanical restraints. Student McElveen then departed with the rest for the Kentucky cellblock.

Post-incident medical examination (IA3) reveals a small bruise and slight swelling to left jawline, red whelps to each wrist and ankle, small red whelp to left shoulder and slight swelling to right hand.

EVALUATION:

A comparison of pre and post-incident medical reports shows a net increase of damage to student McElveen of a bruise and swelling to the left jawline, a small red whelp to the left shoulder and red whelps to each ankle and wrist. The wrist and ankle injuries were, presumably, caused by the restraints.

Memorandum
10-26-98
page three

The jaw and shoulder injuries were obtained at one, or more, locations---in the cell, outside the cell on the floor and/or by the front door.

Student McElveen claims no injury in the cell and officers Chase and Streetman indicate no striking or resistance in the cell (I will return to what happened in the cell later). The injuries did not happen in the cell.

Student McElveen claims his arm was twisted by the front door. Naturally, the nurse could not visually examine a "twist".

By the process of erosion, it is concluded that the jaw and shoulder injuries happened outside the cell. Student McElveen claims to have been kicked at in this location and his claim is supported by written UOR by Sgt. Rashada Taylor and by students Citizen and Hall. Sgt. Taylor later modified her statement to indicate that she saw kicking at the student without observing contact. It is not unreasonable, to me, to conclude the injuries came from kicks.

Student McElveen does not know who kicked him, which would be reasonable since he was face down on the floor. Sgt. Taylor identifies no particular officer as a kicker. Student Citizen identifies the assailant as a DOC W/M with light hair. As it happened, there were two individuals meeting that sort of id. Captains Chase (reddish hair) and Stinson (blondish hair). Student Hall specifically states that Capt. Chase and Sgt. Streetman as the kickers. With twenty plus persons observing events, one student (only) can make an identification.

Going back to what happened in the cell:
Only Capt. Chase and Sgt. Streetman say that Student McElveen was handcuffed in the cell. This handcuffing being done by an unidentified third person. It certainly should have been done. What is the point of subduing a troublesome student, if you only have to fight him again? However, Major Lanoux, Lt. Larry Campbell, Sgt. Moore, students McElveen, Hall (2nd statement) and Citizen say no restraints were on the student when he exited the cell. The tape record (IID5 para 3) indicates no restraints when he was brought out of the cell (probably).

Memorandum
10-26-98
page four

Capt. Chase and Sgt. Streeman state in their UORs the student was sat down outside his cell. This would be consistent with handcuffing in the cell. After all, a restrained student would not have to be subdued again and placed face down on the floor. However, the tape record confirms other witness statements that McElveen was placed belly down on the floor outside the cell. It is my considered opinion that McElveen was not handcuffed in the cell, no matter what Capt Chase and Sgt. Streetman's UORs say.



Edward G. Mills

Abuse Investigation: Jeff McElveen #10920

LIST OF ATTACHMENTS

- I. TCCY Accident or Incident Reports.
 - A. Jeff McElveen #10920.
 - 1. Preincident of 10-12-98, 2:15 PM.
 - 2. Preincident of 10-13-98, 12:00 PM.
 - 3. Incident of 10-13-98, 5:15 PM.
 - B. Antonio Richmond #48393.
 - 1. Preincident of 10-13-98, 12:05 PM.
 - 2. Incident of 10-13-98, 5:15 PM.
 - C. Doranski Wyander #53759.
 - D. Carl Williams #50721.
 - E. Roman Levier #59994.
 - F. Christopher Williams #36865.
 - G. Roderick Hall #42403.

- II. Other TCCY Reports.
 - A. Phase II medical log.
 - B. Preincident.
 - 1. UOR by Capt. John Chase.
 - 2. UOR by LT. Ben Lemoine
 - 3. UOR by LT. Clifton Leonard
 - C. Incident.
 - 1. UOR by Capt. John Chase
 - 2. UOR by Sgt. Anthony Streetman.
 - 3. UOR by Jaj. Leon Lanoux.
 - 4. UOR by Sgt. Rashada Taylor.
 - 5. UOR by A/Warden Gary Allen.
 - 6. UOR by D/Warden Leroy Holiday.
 - 7. UOR by Maj. Hawkins.
 - D. Investigation by TCCY investigator Kevin Sumrall.

- III. Witness Statements.
 - A. Jeff McElveen # 10920.
 - 1. Of 10-14-98.
 - 2. Of 10-19-98.
 - B. Capt. John Chase of 10-16-98.
 - C. Sgt. Anthony Streetman of 10-21-98.
 - D. Johnathan Citizen #41963 of 10-14-98.
 - E. Brandon Washington #50988.
 - 1. Of 10-14-98
 - 2. Of 10-15-98.
 - F. Roman Levier #51994 of 10-13-98.
 - G. Christopher Williams #36865 of 10-14-98.
 - H. Earl Williams #50721 of 10-14-98.
 - I. Darenski Wynder #53759 of 10-15-98.
 - J. Antonio Richmond #48393 of 10-16-98.
 - K. Roderick Hall #42403 of 10-16-98.
 - L. Ed Mills of 10-14-98.

ACCIDENT OR INCIDENT REPORT

(Report all accidents or incidents even if no apparent injury)

IAI

LAST NAME <i>McEwen</i>	FIRST NAME <i>Jeff</i>	JIRMS# <i>10970</i>	COTTAGE <i>JAVA-D</i>	WORK DETAIL	DATE OF BIRTH <i>7/9/80</i>
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Date of accident or incident *10/12/1998* Time *2:15* a.m. p.m. Place *derm*

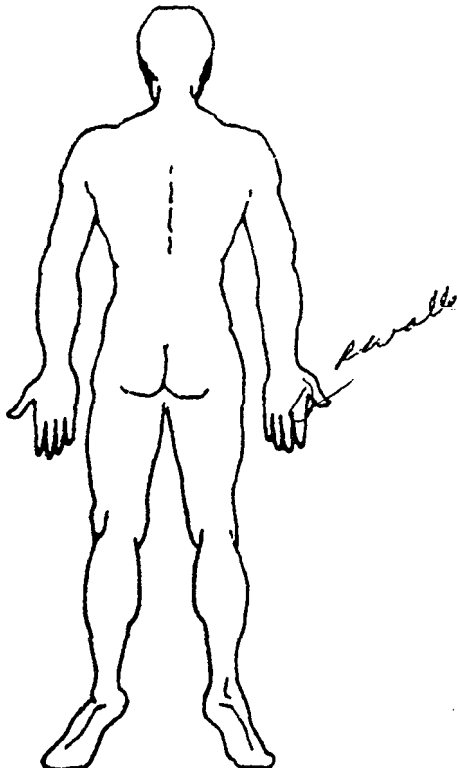
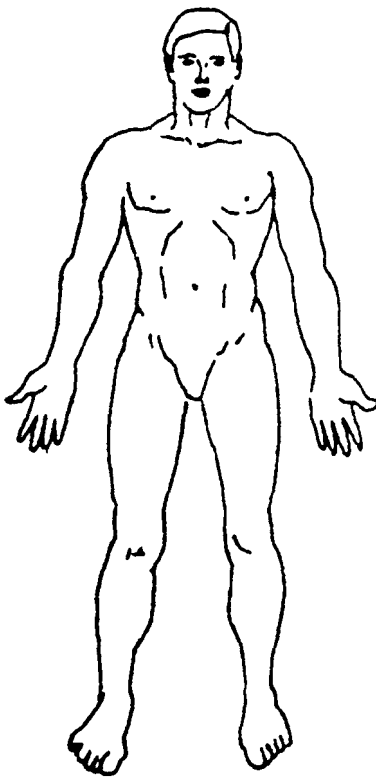
Was it necessary to notify physician? yes no Time of notification *2:20 PM*

Name of physician _____ Name of other offender/staff involved *Raronski Wynder*

Room Confinement Use of Force Altercation (36) Accident Post Restraint Protective Custody

VE v p alt. reveal swollen @ hand. Tx. Ibuprofen 200mg qd po. PET halting. declined. Denies staff abuse, no statement @ this time, picture taken x 2. Remain in JAVA-D.

Illustrate on the diagram position or place of injury



Date report written *10/12/1998* Time *2:20* a.m. p.m. Signed *[Signature]* PHYSICIAN OR NURSE

pre-incident

ACCIDENT OR INCIDENT REPORT

I A 2

(Report all accidents or incidents even if no apparent injury)

LAST NAME	FIRST NAME	JIRMS#	COTTAGE	WORK DETAIL	DATE OF BIRTH
McElveen	JEFF	10920	J-D	—	7/9/80

Date of accident or incident 10/13 19 98 Time 12:05 ^{a.m.}/_{p.m.} Place JAVA-D

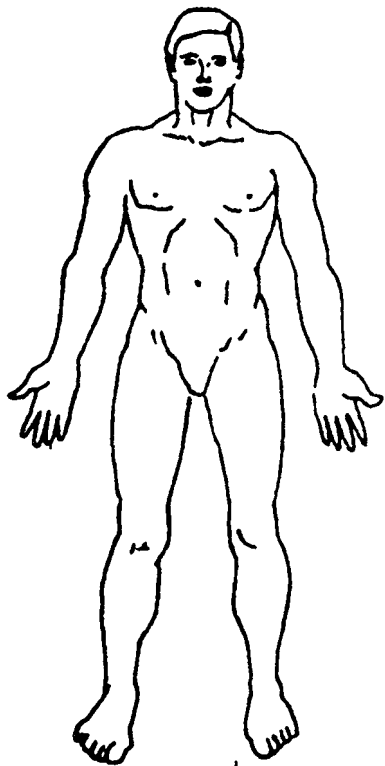
Was it necessary to notify physician? yes _____ no Time of notification _____

Name of physician _____ Name of other offender/staff involved Antonio Richman

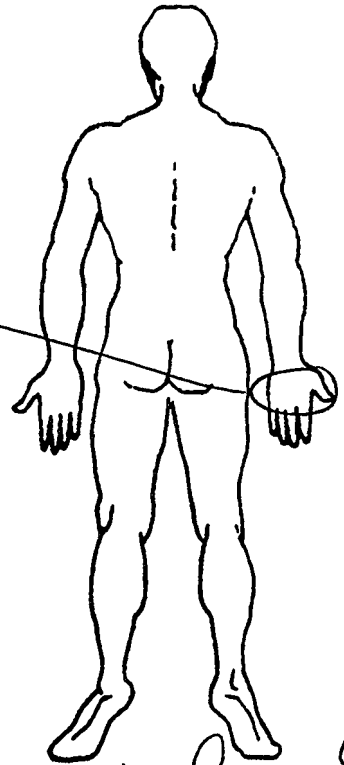
Room Confinement Use of Force Altercation (36) Accident Post Restraint Protective Custody

UE post Altercation. Noted (R) hand swollen. Refused Treatment @ this time. PC x 2 taken. Refused to file offender statement. Denied alleged staff abuse or use of force. Declined use of PZT hotline @ this time. Remains in time-out per security.
Terri Whitley

Illustrate on the diagram position or place of injury



(R) hand swollen



Date report written 10/13 19 98 Time 1:10 ^{a.m.}/_{p.m.} Signed Terri Whitley
 PHYSICIAN OR NURSE

ACCIDENT OR INCIDENT REPORT

I A 3a

(Report all accidents or incidents even if no apparent injury)

LAST NAME	FIRST NAME	JIRMS#	COTTAGE	WORK DETAIL	DATE OF BIRTH
McEloven	JEFF		J-D		

Date of accident or incident 10-13 19 98 Time 5:15 ^{a.m.} _{p.m.} Place Juv

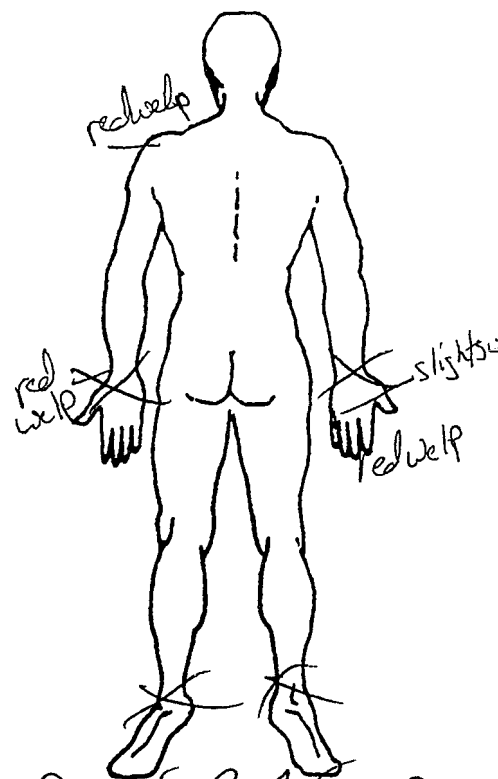
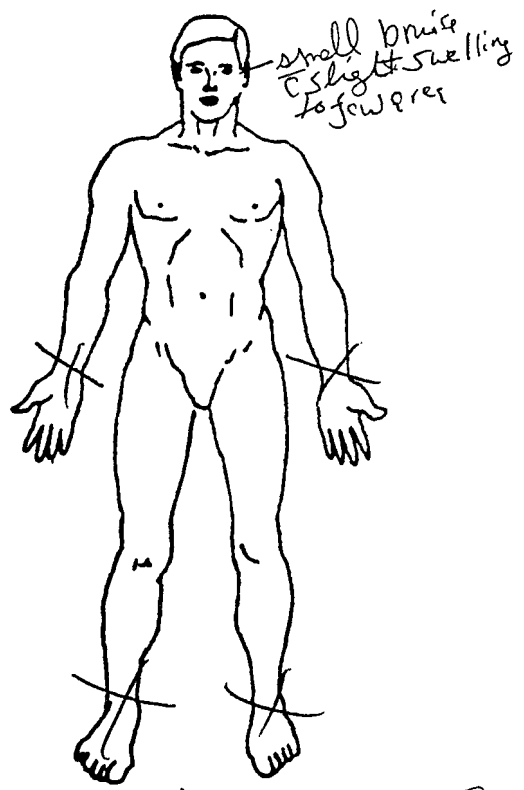
Was it necessary to notify physician? yes _____ no Time of notification N/A

Name of physician N/A Name of other offender/staff involved Doc

- Room Confinement
 Use of Force
 Altercation (36)
 Accident
 Post Restraint
 Protective Custody

Post Restraint VE: small bruise with slight swelling noted to jaw area left side, small red welt on left shoulder, slight swelling on outer edge of right hand, red welt noted slight swelling on 2-3 knuckle on top of right hand, red welt on left wrist noted treatment of 11 325mg Tylenol for pain. Dan's stop abuse dealing PZT hotline use of force should be used. Pictures Debbie Robinson LPN

Illustrate on the diagram position or place of injury



Date report written 10-13 19 98 Time 9:20 ^{a.m.} _{p.m.} Signed Debbie Robinson LPN
 PHYSICIAN OR NURSE

OFFENDER STATEMENT REGARDING INCIDENT

Offender Name: <u>Jeff McElveen</u>	Date: <u>10-13-98</u>
Dormitory: <u>Java D-wing</u>	Involving: _____ <small>(Name of all persons - include dormitory)</small>
Witnesses: (List all persons that observed the incident) _____	

I Refuse to Make A Statement

Written by: Jeff McElveen Signature of offender: Jeff McElveen

pre-incident

ACCIDENT OR INCIDENT REPORT

IBI

(Report all accidents or incidents even if no apparent injury)

LAST NAME <u>RICHMOND</u>	FIRST NAME <u>Antonio</u>	JIRMS# <u>048393</u>	COTTAGE <u>J-D</u>	WORK DETAIL <u>---</u>	DATE OF BIRTH <u>9/12/82</u>
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Date of accident or incident 10/13 19 98 Time 1205 ^{a.m.}/_{p.m.} Place SAVA-D

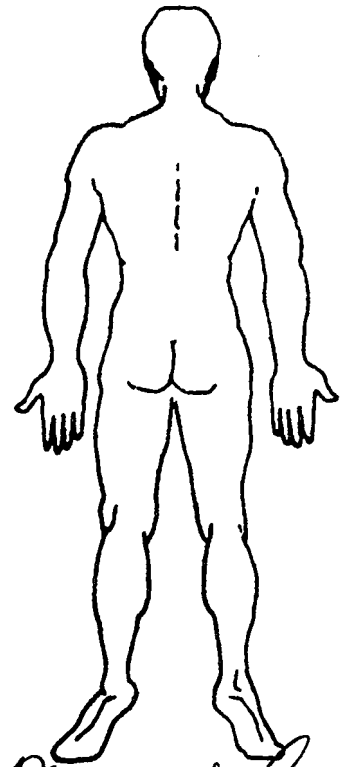
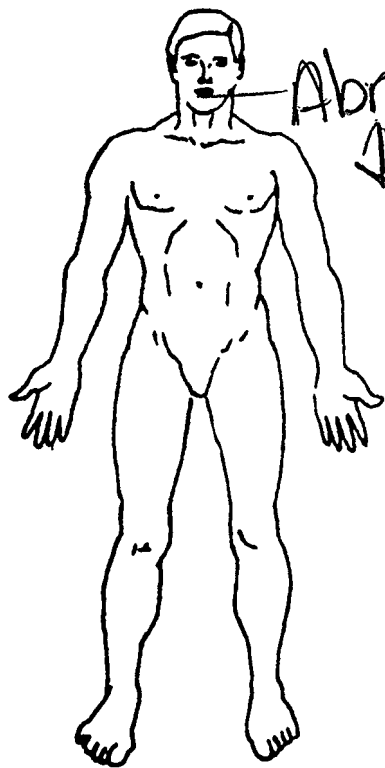
Was it necessary to notify physician? yes --- no Time of notification ---

Name of physician --- Name of other offender/staff involved JEFF McEVEEN

Room Confinement Use of Force Altercation (36) Accident Post Restraint Protective Custody

VE post Altercation. Noted Abrasion to ↓ lip. Tx: Rins
Mouth with 1/2 H₂O₂ & 1/2 H₂O. Noted approx 3-5 cc
bloodless Noted. Pic x2 taken. Refused to file
Offender statement. Denied alleged staff abuse
and use of force. Declined to use PRT hotline.
@ this time. Remains in time-out @
this time. Jerri Whalley

Illustrate on the diagram position or place of injury



Date report written 10/13 19 98 Time 1230 ^{a.m.}/_{p.m.} Signed Jerri Whalley
PHYSICIAN OR NURSE

ACCIDENT OR INCIDENT REPORT

IB2a

(Report all accidents or incidents even if no apparent injury)

LAST NAME <i>Richmond</i>	FIRST NAME <i>Antonio</i>	JIRMS# <i>48393</i>	COTTAGE <i>JD</i>	WORK DETAIL	DATE OF BIRTH <i>9-12-82</i>
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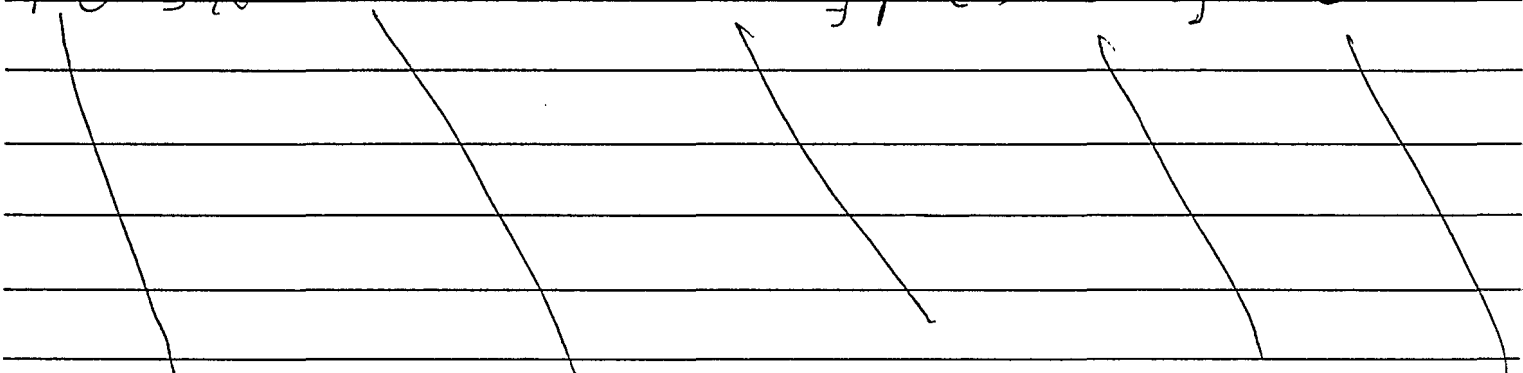
Date of accident or incident *10-13* 19 *98* Time *5¹⁵* ^{a.m.}/_{p.m.} Place *JD*

Was it necessary to notify physician? yes _____ no Time of notification *N/A*

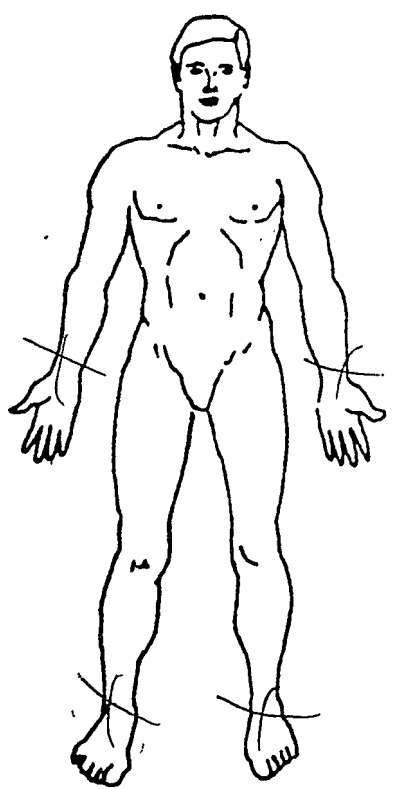
Name of physician *N/A* Name of other offender/staff involved *DOC officers*

- Room Confinement
 Use of Force
 Altercation (36)
 Accident
 Post Restraint
 Protective Custody

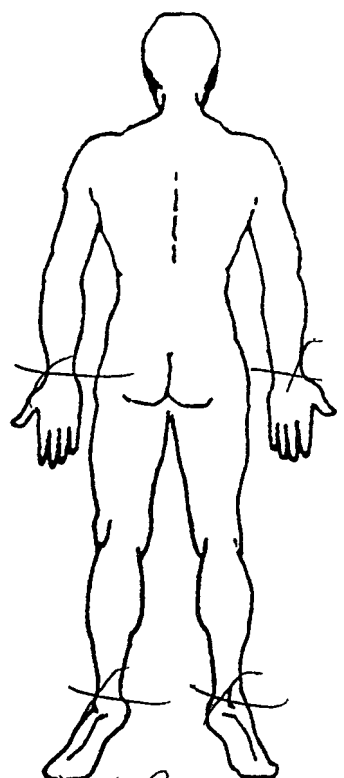
Post Restraint UE no injury noted no treatment needed. Staff abuse alleged. PZT hotline called offender statement written Pictures X 2 escorted to Kentucky per security Della Rob.



Illustrate on the diagram position or place of injury



no injury noted



Date report written *10-13* 19 *98* Time *9¹⁵* ^{a.m.}/_{p.m.} Signed *Della Rob. MD*
PHYSICIAN OR NURSE

OFFENDER STATEMENT REGARDING INCIDENT

Offender Name: Antonio Richmond Date: 10/12/98
 Dormitory: JAV2-D Involving: _____
(Name of all persons - include dormitory)
 Witnesses: (List all persons that observed the incident) _____

On the above date an time DoDc told me to hand over an spread my checks i told them no because they didn't do the other offender an they grabd me an grabd my ass an puld on my ass an cpt D.O.C put his hand be hind my eye an put an it an the other Sgt twist my legs.

~~C.R.~~

Written by: Antonio Richmond Signature of offender: Antonio Richmond

ACCIDENT OR INCIDENT REPORT

ICI

(Report all accidents or incidents even if no apparent injury)

LAST NAME <u>Wynder</u>	FIRST NAME <u>Daranski</u>	JIRMS# <u>53759</u>	COTTAGE <u>Java-D</u>	WORK DETAIL	DATE OF BIRTH <u>1-25-82</u>
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Date of accident or incident 10-13 19 98 Time 5¹⁵ ^{a.m.}/_{p.m.} Place Java-D

Was it necessary to notify physician? yes _____ no ✓ Time of notification _____

Name of physician _____ Name of other offender/staff involved DOC officer

Room Confinement Use of Force Altercation (36) Accident Post Restraint Protective Custody

Offender Alleges, "Some one hit me in my Jaw," VE c
Slight Swelling et limited ROM to left jaw, States he wen
to EACHT this a.m. but got hit again, H/C check c no
visible injuries, Full ROM to both wrist and ankles, pic
X2, Offender Statement given, declines use of P21
hot-line, no other Complaints Voiced. End of Refer,
Pleasant, James

Illustrate on the diagram position or place of injury



Date report written 10-13 19 98 Time 901 ^{a.m.}/_{p.m.} Signed Pleasant, James
 PHYSICIAN OR NURSE

Icz

OFFENDER STATEMENT REGARDING INCIDENT

D.O.B - 1/5/89

Offender Name: Daranski Mynder

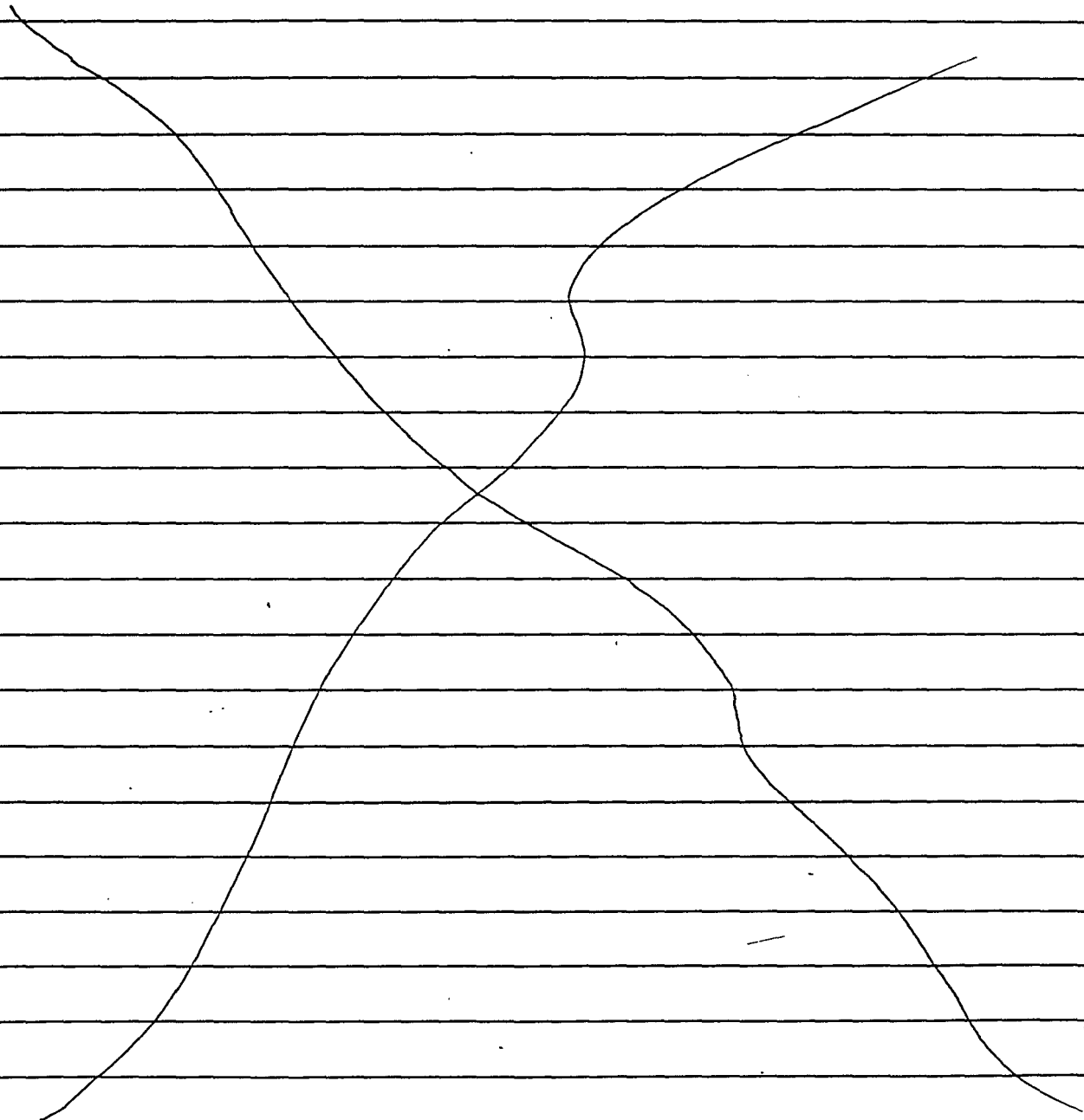
Date: 10/13/98

Dormitory: Jawa - D

Involving: ME
(Name of all persons - include dormitory)

Witnesses: (List all persons that observed the incident) _____

I was in my cell when Doc O hit me in my jaw.



Written by:

Daranski Mynder

Signature of offender:

Daranski Mynder

ACCIDENT OR INCIDENT REPORT

ID

(Report all accidents or incidents even if no apparent injury)

LAST NAME	FIRST NAME	JIRMS#	COTTAGE	WORK DETAIL	DATE OF BIRTH
Williams	Karl	50721	Java-D		1-3-83

Date of accident or incident 10-13 19 98 Time 5¹⁵ ^{a.m.}/_{p.m.} Place Java-D

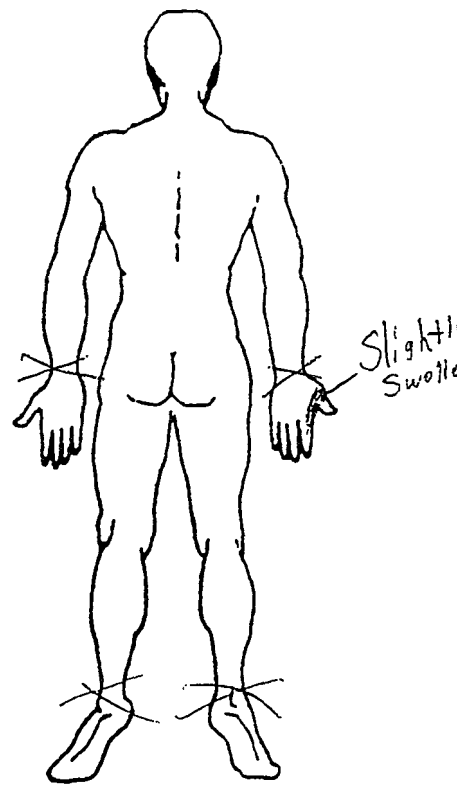
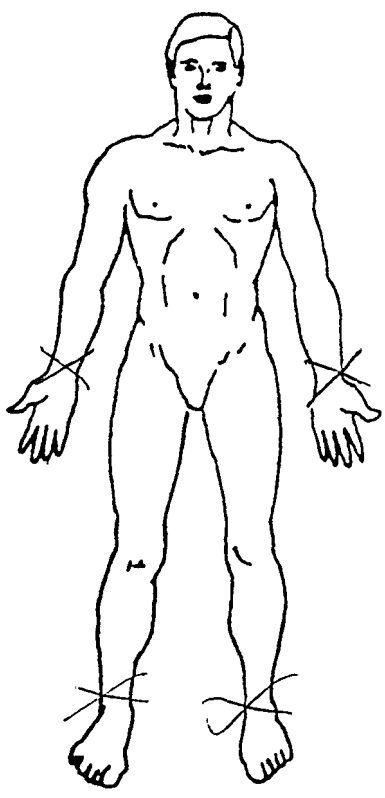
Was it necessary to notify physician? yes _____ no Time of notification _____

Name of physician _____ Name of other offender/staff involved Warden Halliday

- Room Confinement
 Use of Force ^{Chemical}
 Altercation (36)
 Accident
 Post Restraint ^{Chemical}
 Protective Custody

Offender Alleges, "I hit my hand on that bed when they were moving me," post use of Chemical restraint + H/C check & slight Swelling noted to (R) hand, no discoloration noted, Full ROM, no S/S of distress noted, given 1st Shower @ 6⁴⁵ pm, given 2nd Shower @ 6⁴⁵ pm in Kentucky-C, no complaints voiced, TX: 2 tylenol, declines use of P21 hot-line, Pictures X2, remains in cell, End of Report,
Phasant James [Signature]

Illustrate on the diagram position or place of injury



Date report written 10-13 19 98 Time 8¹⁷ ^{a.m.}/_{p.m.} Signed Phasant James [Signature]
 PHYSICIAN OR NURSE

ACCIDENT OR INCIDENT REPORT

(Report all accidents or incidents even if no apparent injury)

IE

LAST NAME <i>Tovier</i>	FIRST NAME <i>Robert</i>	JIRMS# <i>59994</i>	COTTAGE <i>J-D</i>	WORK DETAIL	DATE OF BIRTH <i>6-13-82</i>
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Date of accident or incident *10-13* 19 *98* Time *5:15* a.m. p.m. Place *J-D*

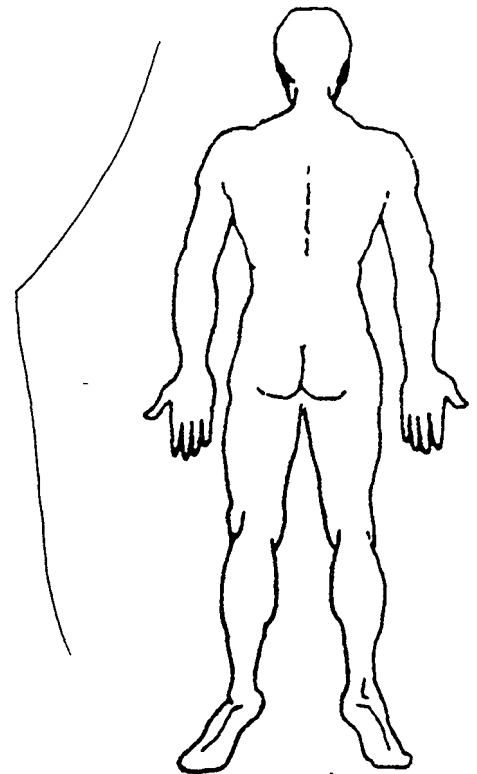
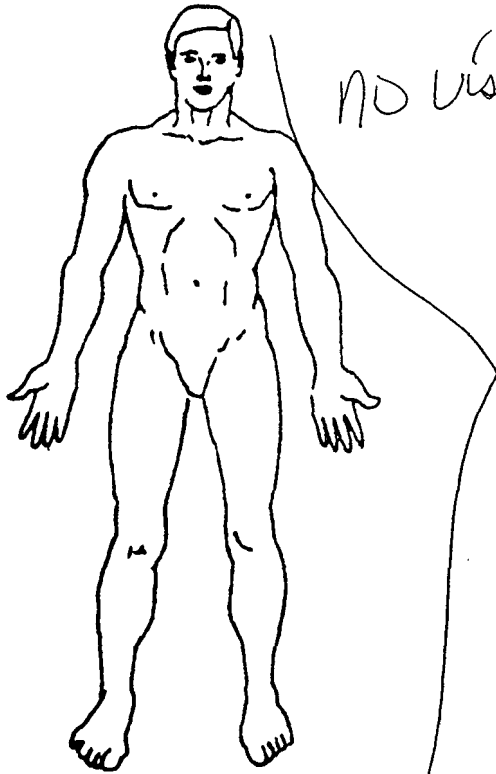
Was it necessary to notify physician? yes _____ no Time of notification *N/A*

Name of physician *N/A* Name of other offender/staff involved _____

Room Confinement Use of Force Altercation (36) Accident Post Restraint Protective Custody

*Post Restraint VE no visible injuries noted Chemical restraint was used
 Shower given 6:30 p.m. 1st shower Denis staff abuse Debra PZT
 Hollis agenda stated request pictures X2 no treatment needed
 escorted to Kentucky per security — Della Robinson LSW*

Illustrate on the diagram position or place of injury



Date report written *10-13* 19 *98* Time *9:55* a.m. p.m. Signed *Della Robinson LSW*
 PHYSICIAN OR NURSE

NKA

ACCIDENT OR INCIDENT REPORT

IF

(Report all accidents or incidents even if no apparent injury)

LAST NAME	FIRST NAME	JIRMS#	COTTAGE	WORK DETAIL	DATE OF BIRTH
Williams	Christopher	36865	Java-D		12-4-80

Date of accident or incident 10-13 19 98 Time 5¹⁵ a.m. Place Java-D

Was it necessary to notify physician? yes _____ no ✓ Time of notification _____

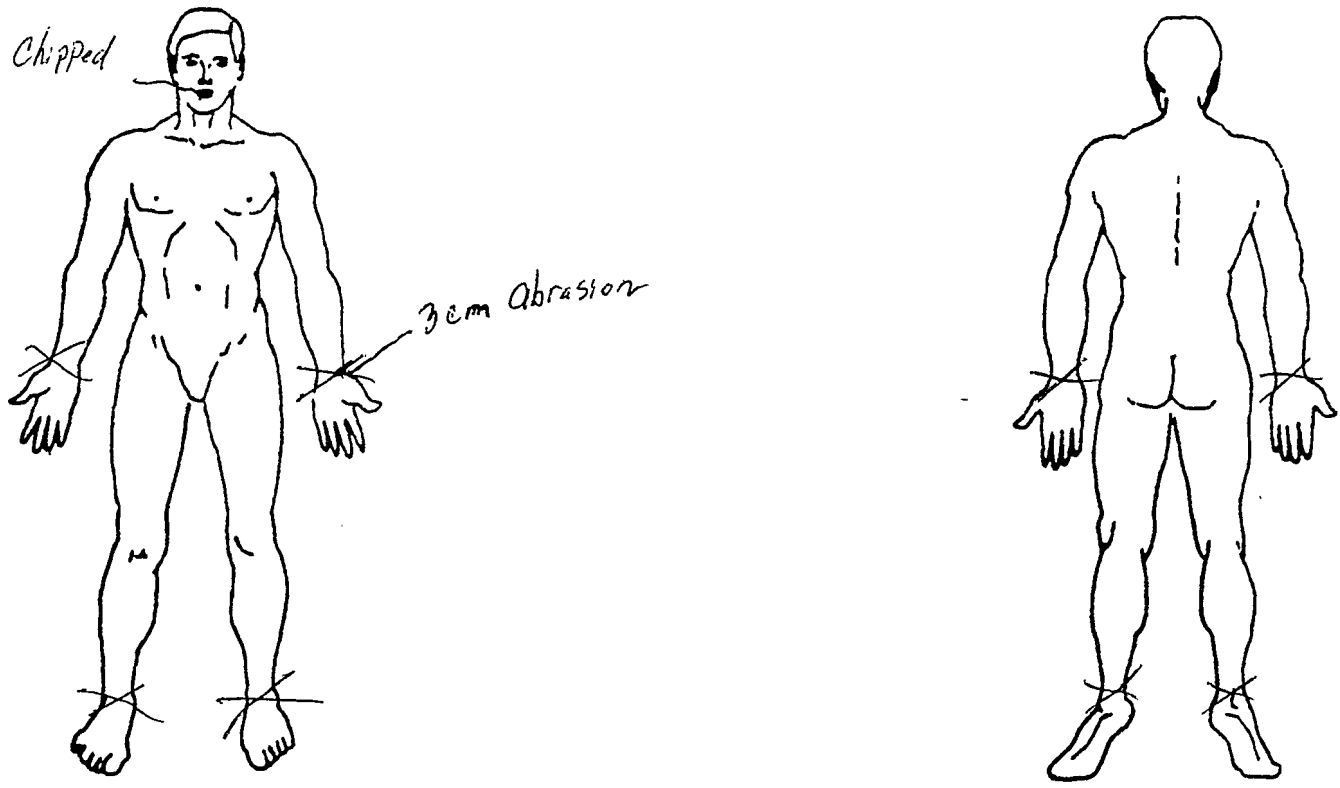
Name of physician _____ Name of other offender/staff involved DOC officers

- Room Confinement
 Use of Force
 Altercation (36)
 Accident
 Post Restraint
 Protective Custody

Post restraint check, Visual Exam & 3cm abrasion on left inner wrist, & scanty amount of bleeding, chipped upper tooth on (R) side, bruise to lip on (R) side, no other findings @ this time, tx viscous lidocaine applied to tooth, will refer to dentist, wrist cleaned & betadine, ABO et band-aide applied, no other complaints voiced, declines use of P27 hot-line, Pictures X4, Offender Statement written, End of Report.

Pleasant Jones

Illustrate on the diagram position or place of injury



Date report written 10-13 19 98 Time 8²⁷ a.m. Signed Pleasant Jones
 PHYSICIAN OR NURSE

I G

ACCIDENT OR INCIDENT REPORT

(Report all accidents or incidents even if no apparent injury)

LAST NAME <u>Hell</u>	FIRST NAME <u>Rodrick</u>	JIRMS# <u>42403</u>	COTTAGE <u>JD</u>	WORK DETAIL	DATE OF BIRTH <u>12-5-81</u>
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Date of accident or incident 10-13- 19 98 Time 5¹⁵ ^{a.m.}/_{p.m.} Place J-D

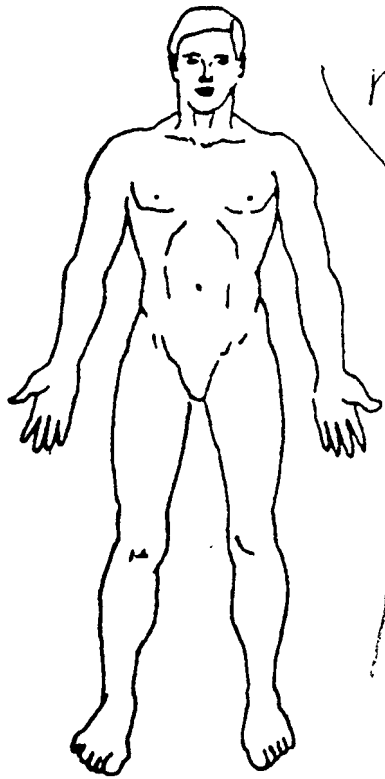
Was it necessary to notify physician? yes _____ no ✓ Time of notification N/A

Name of physician N/A Name of other offender/staff involved _____

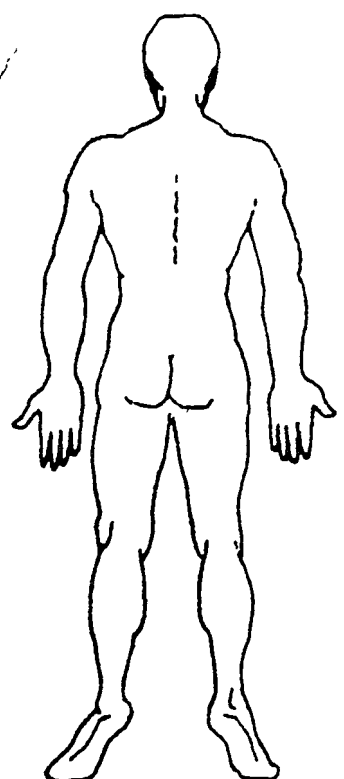
- Room Confinement
 Use of Force
 Altercation (36)
 Accident
 Post Restraint
 Protective Custody

Post Restraint VE no injury noted no treatment needed. Pictures taken. Denied staff abuse. Declines P.Z.T. hotline use @ this time. Offender statement written. Escorted to Kentucky per security Debbie Robinson.

Illustrate on the diagram position or place of injury



no injury noted



Date report written 10-13 19 98 Time 9¹⁵

Signed Debbie Robinson LPN
 PHYSICIAN OR NURSE

Medical - Phase II

0
 10/13/98 Verbal & visual contact was made
 JAWA-D with each individual offender @ this
 time. Noted altercation between Jeff
 McElveen & Antonio Richmond. Offender
 McElveen was noted to have swollen (R)
 hand. Offender Richmond noted to
 have abrasion to ↓ lip area. No other
 complaints voiced per any other offenders
 @ this time. — Jerri Whately

10/13/98 Verbal & visual contact 10/13/98 6:50P
 JAWAC made with each individual
 offender @ this time, no complaints
 voiced at this time. — Robert McCoy

10-13-98 JAWA - NO complaints voiced for B-C closed
 JAW D, NO complaints voiced Kentucky several
 HQ's done NO major complaints Antonio
 Richmond has alleged staff abuse (Kentucky C)
 Daronski Wynader has swollen jaw after AIT & Jeff
 McElveen AIT complete. Injury. Ricky Riker
 placed in injury jaw swollen. LE several foot
 restraints done in Kentucky (see AIT). No further
 complaints — Dale Robert

10/14/98 La. No complaints noted. All
 8:30 PM quiet. — Stuart Boyer
 10/14/98 Kentucky A+B No complaints noted
 9:30 PM offenders locked down for night — Stuart Boyer

UNUSUAL OCCURRENCE REPORT

Name <i>Jeff Mccluer</i>	Number <i>10920</i>	Dorm <i>JAVA-D</i>	Date <i>10-13-98</i>	Time <i>2</i>
Location of Incident: <i>JAVA-D</i>		Witnesses:		
Type of Incident (Check One)				
<input type="checkbox"/> Aggravated Fight	<input type="checkbox"/> Furlough Violation	<input type="checkbox"/> Perimeter Checking		
<input type="checkbox"/> Aggravated Sex Offense	<input type="checkbox"/> Grounds Shakedown	<input type="checkbox"/> Protection Request		
<input type="checkbox"/> Apprehension of Escape	<input type="checkbox"/> Gunshot	<input type="checkbox"/> Repairs Request		
<input type="checkbox"/> Assault on Staff	<input type="checkbox"/> Main Gate Shakedown	<input type="checkbox"/> Roof Shakedown		
<input type="checkbox"/> Consent Decree Violation	<input type="checkbox"/> Maintenance	<input type="checkbox"/> Search of Resident		
<input type="checkbox"/> Contraband	<input type="checkbox"/> Major Disturbance	<input type="checkbox"/> Sex Offense		
<input type="checkbox"/> Daily Inspection	<input type="checkbox"/> Mattress Shakedown	<input type="checkbox"/> Shift Shakedown		
<input type="checkbox"/> Death (Natural Cause)	<input type="checkbox"/> Medical	<input checked="" type="checkbox"/> Use of Force		
<input type="checkbox"/> Death (Violent)	<input type="checkbox"/> Mental Health	<input checked="" type="checkbox"/> Use of Restraints		
<input type="checkbox"/> Escape	<input type="checkbox"/> Minor Disturbance (Significant Injury)	<input type="checkbox"/> Weekly Inspection		
<input type="checkbox"/> Fence Check	<input type="checkbox"/> Minor Disturbance (No Significant Injury)	<input checked="" type="checkbox"/> Agg. Disobedience and Defiance		
<input type="checkbox"/> Fighting	<input type="checkbox"/> Monthly Inspection	<input type="checkbox"/> Accident		
<input type="checkbox"/> Other: Fire Drill				

Description of Incident (Attach Additional Information If Needed)

On the above date and time Maj. McCall gave offender Mccluer several orders to go in his cell. Offender Mccluer refused all orders to go to his cell. Maj. McCall, Lt. Lemaire, Lt. Leonard & myself escorted Mccluer to his cell. After putting him in his cell he became very combative and cuffs had to be placed on the offender. Medical was notified.

[Signature]
 REPORTING OFFICER

10/13/98
 DATE COMPLETED

3:20 PM
 TIME

UNUSUAL OCCURRENCE REPORT

Name	Jeff McClveen	Number	10920	Room	JAVA D	Date	10-13-98	Time	
Location of Incident:						Witness:			
Type of Incident (Check One)									
Aggravated Fight		Furlough Violation		Perimeter Checking					
Aggravated Sex Offense		Grounds Shakedown		Protection Request					
Apprehension of Escape		Gunshot		Repairs Request					
Assault on Staff		Main Gate Shakedown		Roof Shakedown					
Consent Decree Violation		Maintenance		Search of Resident					
Contraband		Major Disturbance		Sex Offense					
Daily Inspection		Mattress Shakedown		Shift Shakedown					
Death (Natural Cause)		Medical		Use of Force		<input checked="" type="checkbox"/>			
Death (Violent)		Mental Health		Use of Restraints		<input checked="" type="checkbox"/>			
Escape		Minor Disturbance (Significant Injury)		Weekly Inspection					
Fence Check		Minor Disturbance (No Significant Injury)		Agg. Disobedience and Defiance		<input checked="" type="checkbox"/>			
Fighting		Monthly Inspection		Accident					
Other: Fire Drill									

Description of Incident (Attach Additional Information if Needed)

On the above date and time Major McCall (TCY) gave offender Jeff McClveen several direct verbal orders to go in cell JAVA D-5. Offender McClveen refused all orders to go to his cell. Major McCall (TCY), Lt Leonard (DCI), Capt (DCI), and myself Lt Brent Lemoine (AVC) escorted McClveen to his cell. After putting him in his cell he became very combative therefore bond outlets had to be placed on the offender. Medical was notified.

LT Brent Lemoine
 REPORTING OFFICER
 LT Brent Lemoine

10-13-98
 DATE COMPLETED

3:30 pm
 TIME

Location of Incident: Java D

Chase Det. JL Lemoine

Type of Incident (Check One)

Aggravated Fight	Furlough Violation	Perimeter Cheating	ILB
Aggravated Sex Offense	Grounds Shakedown	Protection Request	
Abduction of Escape	Gunshot	Repairs Request	
Assault on Staff	Main Gate Shakedown	Roof Shakedown	
Consent Decree Violation	Maintenance	Search of Resident	
Contraband	Major Disturbance	Sex Offense	
Daily Inspection	Mattress Shakedown	Shift Shakedown	
Death (Natural Cause)	Medical	<input checked="" type="checkbox"/> Use of Force	
Death (Violent)	Mental Health	<input checked="" type="checkbox"/> Use of Restraints	
Escape	Minor Disturbance (Significant Injury)	Weekly Inspection	
Fence Check	Minor Disturbance (No Significant Injury)	<input checked="" type="checkbox"/> Agg. Disobedience and Defiance	
Fighting	Monthly Inspection	Accident	
Other: Fire Drill			

Description of Incident (Attach Additional Information If Needed)

On the above date and approx. time, Major McCall directed the above named and numbered offender repeatedly direct verbal orders to go to his cell. Offender McQueen refused to go. Major McCall asked Chase, Lt Lemoine, and myself for assistance getting this offender in his cell. We escorted the offender into his cell. At this time, he became very aggressive. We had to take this offender down and placed hand cuffs on him.

[Signature]
 REPORTING OFFICER
 DC7

10-13-98
 DATE COMPLETED

Approx. 3:17
 TIME

TALLULAH CORRECTIONAL CENTER FOR YOUTH

II C I

UNUSUAL OCCURRENCE REPORT

Name Jeff McClueen Number 10920 Down JAVA-D Date 10-13-98 Time 5 PM

Location of Incident: _____ Witness: _____

Type of Incident (Check One)		
Aggravated Fight	Furlough Violation	Perimeter Checking
Aggravated Sex Offense	Grounds Shakedown	Promotion Request
Attempted Escape	Gunshot	Repairs Request
Assault on Staff	Main Gate Shakedown	Roof Shakedown
Consent Decree Violation	Maintenance	Search of Resident
Contraband	Major Disturbance	Sex Offense
Daily Inspection	Mattress Shakedown	Shift Shakedown
Death (Natural Cause)	Medical	<input checked="" type="checkbox"/> Use of Force
Death (Violent)	Mental Health	<input checked="" type="checkbox"/> Use of Restraints
Escape	Minor Disturbance (Significant Injury)	Weekly Inspection
Fence Check	Minor Disturbance (No Significant Injury)	Agg. Disobedience and Defiance
Fighting	Monthly Inspection	Accident
Other: Fire Drill		

Description of Incident (Attach Additional Information if Needed)

On the above date and time I Capt Chase along with Sgt Anthony Streetman responded to a call to JAVA-D. When we arrived offender McClueen was in his cell with the door open. Offender McClueen had popped the water sprinkler. The TCCY Officers were standing there watching him as he was yelling "I'm going to kill the first mother fucker that comes in my cell." I Capt Chase along with Sgt. Streetman entered the cell. I grabbed offender McClueen around his waist (he was standing on his bunk) Sgt. Streetman grabbed him and we laid him down on his bunk. A third officer placed cuffs on McClueen. we then escorted him out of his cell and sat him on the floor and turned him over to the other officers.

[Signature]
 REPORTING OFFICER

10/15/98
 DATE COMPLETED

9:00 AM
 TIME

Name: Jeff McElveen Number: 10920 Dorm: Java-D Date: 10-13-98 Time: 5:00 P.M.

Location of Incident:		Witnesses:	
Type of Incident (Check One)			
<input type="checkbox"/> AGGRAVATED FIGHT	<input type="checkbox"/> FURLOUGH VIOLATION	<input type="checkbox"/> PERIMETER CHECKING	
<input type="checkbox"/> AGGRAVATED SEX OFFENSE	<input type="checkbox"/> GROUNDS SHAKEDOWN	<input type="checkbox"/> PROTECTION REQUEST	
<input type="checkbox"/> APPREHENSION OF ESCAPE	<input type="checkbox"/> GUNSHOT	<input type="checkbox"/> REPAIRS REQUEST	
<input type="checkbox"/> ASSAULT ON STAFF	<input type="checkbox"/> MAIN GATE SHAKEDOWN	<input type="checkbox"/> ROOF SHAKEDOWN	
<input type="checkbox"/> CONSENT DECREE VIOLATION	<input type="checkbox"/> MAINTENANCE	<input type="checkbox"/> SEARCH OF RESIDENT	
<input type="checkbox"/> CONTRABAND	<input type="checkbox"/> MAJOR DISTURBANCE	<input type="checkbox"/> SEX OFFENSE	
<input type="checkbox"/> DAILY INSPECTION	<input type="checkbox"/> MATTRESSES SHAKEDOWN	<input type="checkbox"/> SHIFT SHAKEDOWN	
<input type="checkbox"/> DEATH (NATURAL CAUSE)	<input type="checkbox"/> MEDICAL	<input checked="" type="checkbox"/> USE OF FORCE	
<input type="checkbox"/> DEATH (VIOLENT)	<input type="checkbox"/> MENTAL HEALTH	<input checked="" type="checkbox"/> USE OF RESTRAINTS	
<input type="checkbox"/> ESCAPE	<input type="checkbox"/> MINOR DISTURBANCE (SIGNIFICANT INJURY)	<input type="checkbox"/> WEEKLY INSPECTION	
<input type="checkbox"/> FENCE CHECK	<input type="checkbox"/> MINOR DISTURBANCE (SIGNIFICANT INJURY)	<input type="checkbox"/> DEFUNCE	
<input type="checkbox"/> FIGHTING	<input type="checkbox"/> MONTHLY INSPECTION	<input type="checkbox"/> OTHER	
<input type="checkbox"/> OTHER: FIRE DRILL	<input type="checkbox"/> OTHER	<input type="checkbox"/> OTHER	

DESCRIPTION OF INCIDENT (ATTACH ADDITIONAL INFORMATION IF NEEDED)

On the above date and time, I Sgt. Streetman along with Capt. Chase responded to a call to Java-D. When we arrived offender McElveen was in his cell with the door open. Offender McElveen had popped the water sprinkler. The T.C.C.Y. officers were standing there watching him as he was yelling "I'm going to kill the first mother fucker that comes in my cell". I Sgt. Streetman along with Capt. Chase entered the cell. Capt. Chase grabbed offender McElveen around his waist (he was standing on his bunk). I Sgt. Streetman helped grab him and laid him on his bunk. A third officer placed handcuffs on Jeff McElveen. We then escorted him out of his cell and sat him on the floor and turned him over to the other officers.

Sgt. Anthony Streetman
REPORTING OFFICER

10-15-98
DATE

9:00
TIME

UNUSUAL OCCURRENCE REPORT

I.C.

Name: Jeff McEwen Number: _____ Dorm: JAVA D Date: 10-13-98 Time: 4:50 PM

Location of Incident: JAVA D Cell 5 Witnesses: _____

Type of Incident (Check One)		
<input type="checkbox"/>	AGGRAVATED FIGHT	<input type="checkbox"/>
<input type="checkbox"/>	AGGRAVATED SEX OFFENSE	<input type="checkbox"/>
<input type="checkbox"/>	APPREHENSION OF ESCAPE	<input type="checkbox"/>
<input type="checkbox"/>	ASSAULT ON STAFF	<input type="checkbox"/>
<input type="checkbox"/>	CONSENT DEGREE VIOLATION	<input type="checkbox"/>
<input type="checkbox"/>	CONTRABAND	<input type="checkbox"/>
<input type="checkbox"/>	DAILY INSPECTION	<input type="checkbox"/>
<input type="checkbox"/>	DEATH (NATURAL CAUSE)	<input checked="" type="checkbox"/>
<input type="checkbox"/>	DEATH (VIOLENT)	<input checked="" type="checkbox"/>
<input type="checkbox"/>	ESCAPE	<input type="checkbox"/>
<input type="checkbox"/>	FENCE CHECK	<input type="checkbox"/>
<input type="checkbox"/>	FIGHTING	<input type="checkbox"/>
<input type="checkbox"/>	OTHER: FIRE DRILL	<input type="checkbox"/>
<input type="checkbox"/>	FURLOUGH VIOLATION	<input type="checkbox"/>
<input type="checkbox"/>	GROUND SHAKEDOWN	<input type="checkbox"/>
<input type="checkbox"/>	GUNSHOT	<input type="checkbox"/>
<input type="checkbox"/>	MAIN GATE SHAKEDOWN	<input type="checkbox"/>
<input type="checkbox"/>	MAINTENANCE	<input type="checkbox"/>
<input type="checkbox"/>	MAJOR DISTURBANCE	<input type="checkbox"/>
<input type="checkbox"/>	MATTRESS SHAKEDOWN	<input type="checkbox"/>
<input type="checkbox"/>	MEDICAL	<input checked="" type="checkbox"/>
<input type="checkbox"/>	MENTAL HEALTH	<input checked="" type="checkbox"/>
<input type="checkbox"/>	MINOR DISTURBANCE (SIGNIFICANT INJURY)	<input type="checkbox"/>
<input type="checkbox"/>	MINOR DISTURBANCE (SIGNIFICANT INJURY)	<input type="checkbox"/>
<input type="checkbox"/>	MONTHLY INSPECTION	<input type="checkbox"/>
<input type="checkbox"/>	OTHER	<input type="checkbox"/>
<input type="checkbox"/>	PERIMETER CHECKING	<input type="checkbox"/>
<input type="checkbox"/>	PROTECTION REQUEST	<input type="checkbox"/>
<input type="checkbox"/>	REPAIRS REQUEST	<input type="checkbox"/>
<input type="checkbox"/>	ROOF SHAKEDOWN	<input type="checkbox"/>
<input type="checkbox"/>	SEARCH OF RESIDENT	<input type="checkbox"/>
<input type="checkbox"/>	SEX OFFENSE	<input type="checkbox"/>
<input type="checkbox"/>	SHIFT SHAKEDOWN	<input type="checkbox"/>
<input type="checkbox"/>	USE OF FORCE	<input checked="" type="checkbox"/>
<input type="checkbox"/>	USE OF RESTRAINTS	<input checked="" type="checkbox"/>
<input type="checkbox"/>	WEEKLY INSPECTION	<input type="checkbox"/>
<input type="checkbox"/>	DEFIANCE	<input type="checkbox"/>
<input type="checkbox"/>	OTHER	<input type="checkbox"/>
<input type="checkbox"/>	OTHER	<input type="checkbox"/>

DESCRIPTION OF INCIDENT (ATTACH ADDITIONAL INFORMATION IF NEEDED)

On the above date and time, the above named offender activated the sprinkler head in Cell #5 on Java D. After refusing several direct verbal orders to exit his cell, the offender was physically escorted from the cell and placed in restraints and escorted to Kentucky dorm.

Major Leon Snow
REPORTING OFFICER

10-13-98
DATE

9:00 p.m.
TIME

UNUSUAL OCCURRENCE REPORT

Name	Rashada Taylor	Number	200933	Dorm		Date	10-15-98	Time	10:30 am
Location of Incident:				Witnesses					
Type of Incident (Check One)									
<input type="checkbox"/>	Aggravated Fight	<input type="checkbox"/>	Furlough Violation	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Perimeter Checking	<input type="checkbox"/>	
<input type="checkbox"/>	Aggravated Sex Offense	<input type="checkbox"/>	Grounds Shakedown	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Protection Request	<input type="checkbox"/>	
<input type="checkbox"/>	Apprehension of Escape	<input type="checkbox"/>	Gunshot	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Repairs Request	<input type="checkbox"/>	
<input type="checkbox"/>	Assault on Staff	<input type="checkbox"/>	Main Gate Shakedown	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Roof Shakedown	<input type="checkbox"/>	
<input type="checkbox"/>	Consent Decree Violation	<input type="checkbox"/>	Maintenance	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Search of Resident	<input type="checkbox"/>	
<input type="checkbox"/>	Contraband	<input type="checkbox"/>	Major Disturbance	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Sex Offense	<input type="checkbox"/>	
<input type="checkbox"/>	Daily Inspection	<input type="checkbox"/>	Mattress Shakedown	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Shift Shakedown	<input type="checkbox"/>	
<input type="checkbox"/>	Death (Natural Cause)	<input type="checkbox"/>	Medical	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Use of Force	<input type="checkbox"/>	
<input type="checkbox"/>	Death (Violent)	<input type="checkbox"/>	Mental Health	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Use of Restraints	<input type="checkbox"/>	
<input type="checkbox"/>	Escape	<input type="checkbox"/>	Minor Disturbance (Significant Injury)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Weekly Inspection	<input type="checkbox"/>	
<input type="checkbox"/>	Fence Check	<input type="checkbox"/>	Minor Disturbance (No Significant Injury)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	
<input type="checkbox"/>	Fighting	<input type="checkbox"/>	Monthly Inspection	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	
<input type="checkbox"/>	Other: Fire Drill	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	
Description of Incident (Attach Additional Information If Needed)									

On the above date and time, I Sgt Taylor was in the Control Center of Java-10 when I notified all of D.O.C. units and T.C.C. units to 10-19 to Java D-wing. Because offender Jeff McElveen had popped the sprinkles, D.O.C. officers enter one was Capt. Chase, Sgt. Strickman and a lots more. Capt. Chase took off his hat radio and his belt and went in offender Jeff McElveen cell with about (5) more behind him. And then Capt. Chase came out of the cell with his arm around offender Jeff McElveen neck and put him on the floor between cell #D4 and the table. And when he was on the floor several D.O.C. officers was kicking him. And a few minutes later offender McElveen was placed on the floor in front of D-wing door and D.O.C. took one cuff off and started to bend the offenders hand back for about (5) minutes. And that when Major McCall enter and placed offender McElveen on the hall with him.

Sgt. R. Taylor
 Reporting Officer

10-15-98
 Date Completed

11:30 am
 Time

TALLULAH CORRECTIONAL CENTER FOR YOUTH

IC 5

e. williams 050781 UNUSUAL OCCURRENCE REPORT

warden
50988

Name	R. B. WASHINGTON 49544 ROMAN LEVIER 051994	Dorm	JAVA D wing	Date	10/13/98	APPROV TIME	5:30
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Location of Incident: JAVA D-wing
Warden: Warden Holliday
MAJOR HAWKINS

Type of Incident (Check One)

<input type="checkbox"/> Aggravated Fight	<input type="checkbox"/> Furlough Violation	<input type="checkbox"/> Perimeter Checking
<input type="checkbox"/> Aggravated Sex Offense	<input type="checkbox"/> Grounds Shakedown	<input type="checkbox"/> Protection Request
<input type="checkbox"/> Apprehension of Escape	<input type="checkbox"/> Gunshot	<input type="checkbox"/> Repairs Request
<input type="checkbox"/> Assault on Staff	<input type="checkbox"/> Main Gate Shakedown	<input type="checkbox"/> Roof Shakedown
<input type="checkbox"/> Consent Decree Violation	<input type="checkbox"/> Maintenance	<input type="checkbox"/> Search of Resident
<input type="checkbox"/> Contraband	<input type="checkbox"/> Major Disturbance	<input type="checkbox"/> Sex Offense
<input type="checkbox"/> Daily Inspection	<input type="checkbox"/> Mattress Shakedown	<input type="checkbox"/> Shift Shakedown
<input type="checkbox"/> Death (Natural Cause)	<input type="checkbox"/> Medical	<input checked="" type="checkbox"/> Use of Force
<input type="checkbox"/> Death (Violent)	<input type="checkbox"/> Mental Health	<input checked="" type="checkbox"/> Use of Restraints
<input type="checkbox"/> Escape	<input type="checkbox"/> Minor Disturbance (Significant Injury)	<input type="checkbox"/> Weekly Inspection
<input type="checkbox"/> Fence Check	<input checked="" type="checkbox"/> Minor Disturbance (No Significant Injury)	<input type="checkbox"/> Agg. Disobedience and Defiance
<input type="checkbox"/> Fighting	<input type="checkbox"/> Monthly Inspection	<input type="checkbox"/> Accident
<input type="checkbox"/> Other: Fire Drill		

Description of Incident (Attach Additional Information If Needed)

AT APPROX. 5:30 PM MAJOR HAWKINS CALLED ME WARDEN HOLLIDAY & WARDEN HOLLIDAY TO COME TO JAVA D WING FOR A DISTURBANCE THAT WAS TAKEN PLACE IN JAVA D WING. I WARDEN ALLEN ALONG WITH WARDEN HOLLIDAY IMMEDIATELY WENT OVER TO JAVA, WHEN WE GOT THERE, THERE WAS SEVERAL OFFENDERS RICKING, HOWLING & BEATING ON THEIR CELLS, SOME OF THEM EVEN FLOODED THEIR CELLS. THATS WHEN WARDEN HOLLIDAY CALLED WARDEN GREENMILLION TO INFORM HIM THAT THE DORM WAS OUT OF CONTROL AND THAT WE WOULD HAVE TO USE MAIST GET CONTROL OF THE DORM. THATS WHEN I WARDEN ALLEN RAN BACK TO PHASE II CONTROL CENTER TO GET 2 CANS OF FREEZE & P MAIST. I THEN RAN BACK TO JAVA AND GAVE WARDEN HOLLIDAY 1 CAN OF MAIST AND I HAD THE OTHER CAN AND WE WENT TO EACH CELL ALONG WITH SEVERAL BLUE OFFICERS & TOCY OFFICER AND ORDER THEM TO STOP THE YELLING & THE RICKING ON THE DOORS OR THEY WOULD BE MAISTED. THATS WHEN OFFENDERS E. WILLIAMS & B. WASHINGTON REFUSED THE ORDERS, WARDEN HOLLIDAY SPRAYED E. WILLIAMS & B. WASHINGTON WITH ONE BUL

J. Allen 10/13/98 8:45 pm
REPORTING OFFICER DATE COMPLETED TIME

Re new lower
59984

Encl Williams
warden Washington

TALLULAH CORRECTIONAL CENTER FOR YOUTH

IC 51

UNUSUAL OCCURRENCE REPORT

Name: <i>E. Williams</i> <i>R. Lewis</i>	OS 0721 Number 051984 49546	Dept: <i>JAVA</i> <i>Dwiny</i>	Date: <i>10/13/98</i>	Appr: <i>[Signature]</i> Time: <i>5:15</i>
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Location of Incident: *JAVA Dwiny*

Type of Incident (Check One)

<input type="checkbox"/> Aggravated Fight	<input type="checkbox"/> Furlough Violation	<input type="checkbox"/> Perimeter Checking
<input type="checkbox"/> Aggravated Sex Offense	<input type="checkbox"/> Grounds Shakedown	<input type="checkbox"/> Protection Request
<input type="checkbox"/> Apprehension of Escape	<input type="checkbox"/> Gunshot	<input type="checkbox"/> Repairs Request
<input type="checkbox"/> Assault on Staff	<input type="checkbox"/> Main Gate Shakedown	<input type="checkbox"/> Roof Shakedown
<input type="checkbox"/> Consent Decree Violation	<input type="checkbox"/> Maintenance	<input type="checkbox"/> Search of Resident
<input type="checkbox"/> Contraband	<input type="checkbox"/> Major Disturbance	<input type="checkbox"/> Sex Offense
<input type="checkbox"/> Daily Inspection	<input type="checkbox"/> Mattress Shakedown	<input type="checkbox"/> Shift Shakedown
<input type="checkbox"/> Death (Natural Cause)	<input type="checkbox"/> Medical	<input checked="" type="checkbox"/> Use of Force
<input type="checkbox"/> Death (Violent)	<input type="checkbox"/> Mental Health	<input checked="" type="checkbox"/> Use of Restraints
<input type="checkbox"/> Escape	<input type="checkbox"/> Minor Disturbance (Significant Injury)	<input type="checkbox"/> Weekly Inspection
<input type="checkbox"/> Fence Check	<input checked="" type="checkbox"/> Minor Disturbance (No Significant Injury)	<input type="checkbox"/> Agg. Disobedience and Defiance
<input type="checkbox"/> Fighting	<input type="checkbox"/> Monthly Inspection	<input type="checkbox"/> Accident
<input type="checkbox"/> Other: Fire Drill		

Description of Incident (Attach Additional Information If Needed)

OF FREEZE + P MAIST AND I WARDEN ALLEN HAD TO SPRAY OFFENDERS ROMAN LEVIER WITH ONE BURST OF FREEZE + P MAIST. ALL THREE OF WAS PLACED IN RESTRAINTS ALONG WITH 5 OTHER OFFENDERS + ESCORTED TO KENTUCKY AND WAS ALLOWED TO SHOWER + WAS CHECKED BY MEDICAL STAFF.

[Signature]
REPORTING OFFICER

10/13/98
DATE COMPLETED

8:45 pm
TIME

TALLULAH CORRECTIONAL CENTER FOR YOUTH II C6a

UNUSUAL OCCURRENCE REPORT

Name: <u>E. Williams</u> <u>Washington</u>	Number: <u>050721</u> <u>49596</u>	Done: <u>Java D</u>	Date: <u>10-13-98</u>	TW: <u>APP 5³⁰</u>
Location of Incident: <u>R Levier</u> <u>Java D 051994</u>		Witnesses: <u>Several Officers</u>		
Type of Incident (Check One)				
<input type="checkbox"/> Aggravated Fight	<input type="checkbox"/> Furlough Violation	<input type="checkbox"/> Perimeter Checkline		
<input type="checkbox"/> Aggravated Sex Offense	<input type="checkbox"/> Grounds Shakedown	<input type="checkbox"/> Protection Request		
<input type="checkbox"/> Abhorchension of Escape	<input type="checkbox"/> Gunshot	<input type="checkbox"/> Repairs Request		
<input type="checkbox"/> Assault on Staff	<input type="checkbox"/> Main Gate Shakedown	<input type="checkbox"/> Roof Shakedown		
<input type="checkbox"/> Consent Decree Violation	<input type="checkbox"/> Maintenance	<input type="checkbox"/> Search of Resident		
<input type="checkbox"/> Contraband	<input type="checkbox"/> Major Disturbance	<input type="checkbox"/> Sex Offense		
<input type="checkbox"/> Daily Inspection	<input type="checkbox"/> Mattress Shakedown	<input type="checkbox"/> Shift Shakedown		
<input type="checkbox"/> Death (Natural Cause)	<input type="checkbox"/> Medical	<input checked="" type="checkbox"/> Use of Force		
<input type="checkbox"/> Death (Violent)	<input type="checkbox"/> Mental Health	<input checked="" type="checkbox"/> Use of Restraints		
<input type="checkbox"/> Escape	<input type="checkbox"/> Minor Disturbance (Significant Injury)	<input type="checkbox"/> Weekly Inspection		
<input type="checkbox"/> Fence Check	<input checked="" type="checkbox"/> Minor Disturbance (No Significant Injury)	<input type="checkbox"/> Agg. Disobedience and Defiance		
<input type="checkbox"/> Fighting	<input type="checkbox"/> Monthly Inspection	<input type="checkbox"/> Accident		
<input type="checkbox"/> Other: Fire Drill				
Description of Incident (Attach Additional Information If Needed)				

At app 5³⁰pm on 10-13-98 I was informed of a disturbance on Java Unit. ASST Warden Allen and I immediately went to Java unit. When we arrived several D.O.C. officers and several TCC officers were present. Several offenders were beating on their cell doors and hollering creating a disturbance. The unit was out of control. Two offenders had popped their sprinkler. Several offenders had flooded their cells. I contacted Warden Greenillion and advised him of the situation. We jointly agreed that chemical agent would have to be used in order to restore order on the unit. ASST Warden Allen went to Phase two Control room and got two cans of Freeze Plus P. We then went to each cell ordering each offender to stop beating on the doors and cease the disturbance. Offenders R. Levier, E. Williams and B. Washington refused. They were told if they did not stop they would be sprayed. These three refused and continued the disturbance. ASST

S. Halley
REPORTING OFFICER

10-13-98
DATE COMPLETED

8⁰⁰pm
TIME

TALLULAH CORRECTIONAL CENTER FOR YOUTH

#c6b

UNUSUAL OCCURRENCE REPORT

Name	<i>E. Williams</i>	Number	<i>050721 79596</i>	Room	<i>Java D</i>	Date	<i>10-13-98</i>	APP 539
Location of Incident	<i>Java D</i>		<i>051994</i>	Witnesses	<i>Several officers</i>			
Type of Incident (Check One)								
<input type="checkbox"/> Aggravated Fight	<input type="checkbox"/> Furlough Violation	<input type="checkbox"/> Perimeter Checking						
<input type="checkbox"/> Aggravated Sex Offense	<input type="checkbox"/> Grounds Shakedown	<input type="checkbox"/> Protection Request						
<input type="checkbox"/> Aburchension of Escape	<input type="checkbox"/> Gunshot	<input type="checkbox"/> Repairs Request						
<input type="checkbox"/> Assault on Staff	<input type="checkbox"/> Main Gate Shakedown	<input type="checkbox"/> Roof Shakedown						
<input type="checkbox"/> Consent Decree Violation	<input type="checkbox"/> Maintenance	<input type="checkbox"/> Search of Resident						
<input type="checkbox"/> Contraband	<input type="checkbox"/> Major Disturbance	<input type="checkbox"/> Sex Offense						
<input type="checkbox"/> Daily Inspection	<input type="checkbox"/> Mattress Shakedown	<input type="checkbox"/> Shift Shakedown						
<input type="checkbox"/> Death (Natural Cause)	<input type="checkbox"/> Medical	<input checked="" type="checkbox"/> Use of Force						
<input type="checkbox"/> Death (Violent)	<input type="checkbox"/> Mental Health	<input checked="" type="checkbox"/> Use of Restraints						
<input type="checkbox"/> Escape	<input type="checkbox"/> Minor Disturbance (Significant Injury)	<input type="checkbox"/> Weekly Inspection						
<input type="checkbox"/> Fence Check	<input checked="" type="checkbox"/> Minor Disturbance (No Significant Injury)	<input type="checkbox"/> Agg. Disobedience and Defiance						
<input type="checkbox"/> Fighting	<input type="checkbox"/> Monthly Inspection	<input type="checkbox"/> Accident						
<input type="checkbox"/> Other: Fire Drill								

Description of Incident (Attach Additional Information if Needed)

Warden Allen sprayed R. Levier, and I sprayed E. Williams and B. Washington with one second burst of freeze Plus P. in order to stop the disturbance and restore order on the unit. These three offenders was restrained and transferred to Kentucky unit along with J. McFleevon, D. Wynder, A. Richmond, R. Hall, and C. Williams. B. Levier, E. Williams, and B. Washington was allowed to shower and they all were checked by medical.

L. Hall

REPORTING OFFICER

10-13-98

DATE COMPLETED

2:00 pm

TIME

UNUSUAL OCCURRENCE REPORT

Name <u>Jawa D</u>	Number	Dorm <u>J-D</u>	Date <u>10-13-98</u>	Time: <u>4:50P</u> APPROX.
Location of Incident:		Witnesses:		
Type of Incident (Check One)				
<input type="checkbox"/> Aggravated Fight	<input type="checkbox"/> Furlough Violation	<input type="checkbox"/> Perimeter Checking		
<input type="checkbox"/> Aggravated Sex Offense	<input type="checkbox"/> Grounds Shakedown	<input type="checkbox"/> Protection Request		
<input type="checkbox"/> Apprehension of Escape	<input type="checkbox"/> Gunshot	<input type="checkbox"/> Repairs Request		
<input type="checkbox"/> Assault on Staff	<input type="checkbox"/> Main Gate Shakedown	<input type="checkbox"/> Roof Shakedown		
<input type="checkbox"/> Consent Decree Violation	<input type="checkbox"/> Maintenance	<input type="checkbox"/> Search of Resident		
<input type="checkbox"/> Contraband	<input type="checkbox"/> Major Disturbance	<input type="checkbox"/> Sex Offense		
<input type="checkbox"/> Daily Inspection	<input type="checkbox"/> Mattress Shakedown	<input type="checkbox"/> Shift Shakedown		
<input type="checkbox"/> Death (Natural Cause)	<input type="checkbox"/> Medical	<input checked="" type="checkbox"/> Use of Force		
<input type="checkbox"/> Death (Violent)	<input type="checkbox"/> Mental Health	<input checked="" type="checkbox"/> Use of Restraints		
<input type="checkbox"/> Escape	<input type="checkbox"/> Minor Disturbance (Significant Injury)	<input type="checkbox"/> Weekly Inspection		
<input type="checkbox"/> Fence Check	<input checked="" type="checkbox"/> Minor Disturbance (No Significant Injury)	<input checked="" type="checkbox"/> Agg. Disobedience and Defiance		
<input type="checkbox"/> Fighting	<input type="checkbox"/> Monthly Inspection	<input type="checkbox"/> Accident		
<input type="checkbox"/> Other: Fire Drill				
Description of Incident (Attach Additional Information If Needed)				

On the above date and time, I Major Hawkins was called to Jawa D for offender Jeff McEwen had popped his sprinkler when I arrived another offender Chris Williams had popped his sprinkler. Also when I arrived offenders Darraski Wynder, Carl Williams, Ramat Lewis, Antonio Kipshond, Brandon Washington and Robert Hall started kicking on the doors and flooding their cells. I then called (10-1) Warden Greenillion. He then notified Warden Holliday who came and evaluated the situation and then determined that the Chemical Agent had to be used. Offender Carl Williams refused to stop kicking on the cell door when he was asked several times. Warden Holliday then delivered a one second burst to his facial area to subdue the offender. He then calmed down, offender Brandon Washington refused all orders to stop beating on the cell door, and then was sprayed one burst of freeze to the facial area to subdue the offender. He then calmed down was sprayed by Warden Holliday and then offender Ramat Lewis refused to stop beating on his cell.

[Signature] 10-13-98 7:46p
 REPORTING OFFICER DATE COMPLETED TIME

TALLULAH CORRECTIONAL CENTER FOR YOUTH

UNUSUAL OCCURRENCE REPORT

Name	<i>Java-D</i>	Number		Room	<i>J-D</i>	Date	<i>10-13-98</i>	Time	<i>4:50</i>
Location of Incident:				Witness:					
Type of Incident (Check One)									
<input type="checkbox"/> Aggravated Fight	<input type="checkbox"/> Furlough Violation	<input type="checkbox"/> Perimeter Checking							
<input type="checkbox"/> Aggravated Sex Offense	<input type="checkbox"/> Grounds Shakedown	<input type="checkbox"/> Protection Request							
<input type="checkbox"/> Apprehension of Escape	<input type="checkbox"/> Gunshot	<input type="checkbox"/> Repairs Request							
<input type="checkbox"/> Assault on Staff	<input type="checkbox"/> Main Gate Shakedown	<input type="checkbox"/> Roof Shakedown							
<input type="checkbox"/> Consent Decree Violation	<input type="checkbox"/> Maintenance	<input type="checkbox"/> Search of Resident							
<input type="checkbox"/> Contraband	<input type="checkbox"/> Major Disturbance	<input type="checkbox"/> Sex Offense							
<input type="checkbox"/> Daily Inspection	<input type="checkbox"/> Mattress Shakedown	<input type="checkbox"/> Shift Shakedown							
<input type="checkbox"/> Death (Natural Cause)	<input type="checkbox"/> Medical	<input checked="" type="checkbox"/> Use of Force							
<input type="checkbox"/> Death (Violent)	<input type="checkbox"/> Mental Health	<input checked="" type="checkbox"/> Use of Restraints							
<input type="checkbox"/> Escape	<input type="checkbox"/> Minor Disturbance (Significant Injury)	<input type="checkbox"/> Weekly Inspection							
<input type="checkbox"/> Fence Check	<input checked="" type="checkbox"/> Minor Disturbance (No Significant Injury)	<input checked="" type="checkbox"/> Agg. Disobedience and Defiance							
<input type="checkbox"/> Fighting	<input type="checkbox"/> Monthly Inspection	<input type="checkbox"/> Accident							
<input type="checkbox"/> Other: Fire Drill									

Description of Incident (Attach Additional Information If Needed)

after several orders was given, Warden DeLeon then sprayed pepper lenses with a one burst of pepper to the facial area to subdue him. He then calmed down, all three offenders spray were given a shower and clean clothes, all eight offenders were shackled and handcuffed and taken to Kentucky. They were then checked by medical.

[Signature]
REPORTING OFFICER

10-13-98
DATE COMPLETED

7:46p
TIME

**TALLULAH CORRECTIONAL CENTER FOR YOUTH
1005 WEST GREEN STREET
TALLULAH, LOUISIANA 71282
(318) 574-5740 OR (318) 574-5738**

**TO: PROJECT ZERO TOLERANCE
MR. RANDALL PEPPER**

**MR. RICHARD M. THOMPSON
ASSISTANT SECRETARY/OYD**

DATE: OCTOBER 20, 1998

**RE: ALLEGATION OF PHYSICAL ABUSE MADE BY OFFENDER JEFF MCELVEEN
(JIRMS #10920) AGAINST CAPT. JOHN CHASE**

CASE #: T1098586

Enclosed is a copy of our investigation into an allegation of physical abuse made by Offender Jeff McElveen (Jirms #10920) against Capt. John Chase. Based on the evidence we cannot substantiate Offender McElveen's allegation.

**Gary Gremillion
Warden**

GG/tc

Enclosure

**cc: Mr. Richard L. Stalder, Secretary, DPS&C
Warden/file**

**TALLULAH CORRECTIONAL CENTER FOR YOUTH
1005 WEST GREEN STREET
TALLULAH, LOUISIANA 71282**

TO: GARY GREMILLION, WARDEN

**FROM: KEVIN SUMRALL, INVESTIGATOR
ED MILLS, FEDERAL COURT MONITOR**

DATE: OCTOBER 20, 1998 CASE # T1098586

**RE: ALLEGATION OF PHYSICAL ABUSE MADE BY OFFENDER JEFF MCELVEEN
(JIRMS #10920) AGAINST CAPT. JOHN CHASE**

The Accident and Incident Report on Offender Jeff McElveen dated October 13, 1998 at 9:00 p., indicates that offender showed slight swelling to the jaw area, small red whelp on the left shoulder with slight swelling. Slight swelling area to the right knuckle area, red whelp on the left wrist. Offender McElveen denied staff abuse and declined to call PZT Hotline.

The Accident and Incident and October 13, 1998 at 1:10 p.m., shows that Offender McElveen's right hand was swollen as a result of a prior altercation that occurred around 12:05 p.m.

I enclosed the second Accident and Incident Report to show that Offender McElveen's right hand was already hurt before the incident in question occurred in Java.

Sgt. Rashada Taylor stated on October 15, 1998 that she was in Java Control Room on October 13, 1998. She stated that Offender Jeff McElveen had popped his sprinkler. One of the DOC Officers that entered was Capt. Chase, Sgt. Streetman and lots more. She states that Capt. Chase took off his hat, belt and radios and entered Offender McElveen's cell with about five more officers behind him. Capt. Chase came out of the cell with his arm around the offender's neck and put him on the floor and a few minutes later, the offender was placed on the floor in front of D Wing. She stated that the DOC took one cuff off and brought it behind the offender's back for about five minutes and that is when Maj. McCall entered and placed Offender McElveen out in the hall with him.

On October 21, 1998, Sgt. Taylor added to her statement that she did not know if the DOC Officers kicked the offender, but she saw them kick at him. She stated that she did not see anyone hit the offender. Sgt. Taylor stated that the offender, Jeff McElveen, was resisting the officers.

Lt. Larry Campbell was in the quad when this incident occurred. I talked to him in the office on October 16, 1998 and asked him what he saw. He stated that Offender McElveen was clowning and popped his sprinkler. Lt. Campbell stated that DOC brought offender out of the cell and placed handcuffs on the offender. I asked Lt. Campbell did he see any officer abuse Offender McElveen and his reply is that he saw no one hit, kick or do any other type abuse against Offender McElveen.

Maj. Leon Lanoux stated that Offender McElveen activated his sprinkler in cell #5 in Java D. Lt. Lanoux stated that after offender refused several verbal orders to exit his cell, the offender was physically escorted from his cell and placed in restraints and escorted to Kentucky Dorm.

Sgt. Anthony Streetman stated that Offender McElveen was in his cell with the door opened. Offender McElveen had popped his sprinkler. Sgt. Streetman stated that the TCCY Officers were standing, watching him as he was yelling "I'm going to kill the first mother fucker that comes in this cell." Sgt. Streetman stated that he along with Capt. Chase entered the cell and Offender McElveen was standing on his bunk. Capt. Chase grabbed offender around

**Allegation of Physical Abuse / Offender Jeff McElveen (Jirms #10920) against Capt. John Chase
10/20/98****Page 2**

the waist and Sgt. Streetman stated he also grabbed the offender and they laid him on his bunk and a third officer placed handcuffs on the offender. He stated that they then escorted the offender out of his cell and sat him on the floor and turned him over to the other officers.

Capt. Chase stated in his Unusual Occurrence Report on October 15, 1998, that he along with Sgt. Streetman responded to a call in Java D. When they arrived, Offender McElveen was in his cell with the door open. Offender McElveen had popped his sprinkler in his cell. The TCCY Officers were standing there watching him as he was yelling "I'm going to kill the first mother fucker that comes in my cell." Capt. Chase stated that he along with Sgt. Streetman entered the cell. Capt. Chase stated that he grabbed Offender McElveen around the waist as Offender McElveen was standing on his bunk. Capt. Chase along with Sgt. Streetman placed the offender on the bunk and a third unknown person placed the handcuffs on the offender. Capt. Chase then stated that they escorted the offender out of the cell and sat him on the floor and turned him over to the other officers.

Capt. Chase was interviewed by Investigator Kevin Sumrall and Federal Court Monitor Ed Mills. This occurred on October 16, 1998. His statement is basically the same as his Unusual Occurrence Report with the addition of him stating that he took his pager and walkie talkie off and placed them on the table so that they would not get wet because the sprinkler was still going off. When asked if Capt. Chase used or had seen anyone use a choke hold on Offender McElveen, his reply was no, that he does not use choke holds, he has been a use of force trainer and does not need or believe in choke holds, other types of force that he uses is pressure points but stated that he did not have to use any other type force on Offender McElveen. Capt. Chase also stated that earlier in the day, they had to respond to another disturbance with Offender McElveen. Capt. Chase stated that he re-entered the offender's cell because he had lost his sunglasses while restraining the offender and after he returned them, he exited the quad and had no further knowledge of the situation.

Sgt. Moore's statement on October 21, 1998, states that Offender McElveen popped the sprinkler in his cell and Capt. John Chase along with some other DOC Officers came in the quad. Capt. Chase and a DOC Sgt. entered the cell and brought Offender McElveen out of the cell and placed him on the floor and put handcuffs on the offender. Sgt. Moore stated that he did not see anyone kick or hit Offender McElveen.

On October 14, 1998, Offender Jeff McElveen stated that on the 12th he was in cell #5 and had a confrontation with the guards. Offender McElveen stated that a Lt. Lemoine said he put a hit out on his brother in Cottonport because Offender McElveen stated that he cursed Lt. Lemoine. Offender Further states that Capt. Chase came into his cell and grabbed Offender McElveen around the neck and dragged him out of his cell and started kicking him. He states that Capt. Chase and other DOC guards did this. He further stated that after they did this, they put him on the ground and handcuffed him. He stated that they put shackles on him after the Warden came in. When asked did he see anyone take their shirt off, his reply was "I don't know."

Roderick Hall, an offender in Java D who was located in cell #4, stated to Investigator Sumrall that he was kicking on the door trying to get the Warden's attention and let them know that everyone was not bucking. He stated that he did not see any officer jump on any offenders. He further stated that he did not see any officer abuse Offender Jeff McElveen. He stated that he could not really see what was happening, but stated that he did see the guards put Offender McElveen on the floor and put his hands behind his back and placed handcuffs on the offender. This statement was given to Investigator Sumrall on October 15, 1998.

Allegation of Physical Abuse / Offender Jeff McElveen (Jirms #10920) against Capt. John Chase

10/20/98

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On October 16, 1998, Offender Hall stated to Court Monitor Ed Mills that he heard some wrestling in the water and saw Offender McElveen come out of his cell with handcuffs on. He stated that they put Offender McElveen on his face on the floor and he saw Capt. Chase and Sgt. Streetman kick Offender McElveen. After they took Offender McElveen out of the cell, they took him out into the hallway and he stated he could not see anything else.

Offender Calvin Campbell stated that he was in cell #7 in Java D when the sprinkler was popped. Offender Campbell states that he saw guards bring Offender McElveen out of the cell and throw him on the floor and put handcuffs on him. They then took him to the Control window and were putting shackles on Offender McElveen and they were struggling with Offender McElveen. Offender Campbell stated that he saw a DOC Officer put his knee in Offender McElveen's back and was redoing restraints. Offender Campbell states that Offender McElveen was mad all day because they would not keep the noise down so he could watch TV. Offender Campbell states Offender McElveen was mad at other offenders.

Offender Johnathan Citizen (Jirms #41963) stated that he was outside his cell and the DOC Officers came into Java D because offender had popped the sprinkler. That is when a DOC Capt., Lt., and sergeant watched a captain take off his shirt and went into the offender's cell and started hitting him in the face. He further states that the captain took the offender out of his cell and started kicking him on the floor. Offender Citizen then stated that the captain from DOC placed Offender McElveen in restraints. That is when they started picking offenders out and locking them up. Offender Citizen stated that they pulled Offender Earl Williams out and maced him because he was kicking on the door. Offender Citizen then states that Warden Holliday and Warden Allen were macing people for nothing. Offender Citizen states that at this time, he was placed in his cell and they came to his cell and asked him was he kicking on the door and his reply was "yes."

Offender Citizen states that he is in cell # 1 and that he saw at least ten DOC Officers come into the quad. Offender Citizen stated that he did not recognize any DOC Officers by name. He stated that the captain that took off his shirt was a white male with sunglasses and light colored hair. When asked where Offender Citizen was when the captain took off his clothes, his reply was by his cell waiting to go in. He stated that the DOC Officers blocked the view of the camera. Offender Citizen stated that he heard Offender McElveen hollering in his cell and that he had not done anything. When asked, Offender Citizen stated that he saw DOC Captain hit Offender McElveen in the face.

Offender Daranski Wynder stated that he had just come from Conway Hospital and the dorm was in an uproar. The kids said Offender Jeff McElveen had popped his sprinkler. Offender Wynder stated that he went straight to his cell and shut the door. Offender Wynder stated that he could see from his cell window Offender McElveen on the floor with two DOC Officers holding his hands, one crossing his legs and one with his knee in Offender McElveen's back. Offender Wynder states that Offender McElveen was not in handcuffs but they were placing handcuffs and shackles on the offender. Offender Wynder stated that he did not see any hitting or kicking but did see an officer raise the handcuffs so that Offender McElveens straight out in back and another officer twisted the chain of the shackles. Offender Wynder stated that later there were some door kicking and the officer thought he was kicking on the door. The officers then pulled Offender Wynder out of his cell and placed restraints on him. Offender Wynder further states that he was not hit, kicked or maced.

**Allegation of Physical Abuse / Offender Jeff McElveen (Jirms #10920) against Capt. John Chase
10/20/98**

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Offender Chris Williams stated that he popped a sprinkler in his cell and that he saw nothing but heard DOC Officers threaten offenders. Offender Williams then stated that officers jumped on Offender McElveen while he had handcuffs on. Offender Williams stated that he popped the sprinkler so someone would talk to him, further states that you have to do something wrong for someone to talk to you. Offender Williams stated that he hurt his wrist with the handcuffs and that he was adjusting his legirons and slipped and fell and chipped his tooth.

Offender Antonio Richmond stated that he and Offender Earl Williams were kicking their doors, but Offender Richmond stated he quit. The Wardens then came and maced some guys. Offender Richmond stated that he was in cell #15 and he saw Capt. Chase from DCI grab Offender McElveen and put him on the floor by the front door. The DOC Officers then placed handcuffs and shackles on Offender McElveen. He states that he did not see anyone hit or kick Offender McElveen.

Investigator Kevin Sumrall's statement from viewing the tape of the Jeff McElveen incident on October 13, 1998, in Java D Wing. Thirteen DOC Officers and three TCCY Officers are in D Quad when Capt. Chase takes his radio and pager off and places them on the table. Capt. Chase along with a DOC Officer enter the cell where Offender McElveen is located. A short time later, they exited the cell with Offender Jeff McElveen. It appears as though Capt. Chase had Offender McElveen's arm behind his back escorting him out of the cell with Offender McElveen in front of the officers. They placed Offender McElveen on the floor on his stomach. Some officers stayed on the floor with Offender McElveen possibly placing handcuffs on the offender because he did not appear to have handcuffs on when they exited the cell. Several officers were standing around the offender and the officers on the floor in a circular pattern. The video coverage was limited due to the view being blocked, although I do not believe that the view was blocked intentionally. The video coverage does not reveal any officer kicking Offender McElveen, but the clarity is fair and not perfect. Offender McElveen stayed on the floor awhile, Offender McElveen was handcuffed behind his back and sitting on the floor. He started sliding himself across the floor a few feet to the wall where he helped himself up off of the floor. At this time Offender McElveen was unattended by security and was able to walk freely around the quad with his hands cuffed behind his back. At times, he was walking and later he sat at one of the tables. Offender McElveen was taken out of his cell at 16:58 and stayed on the floor or walked freely in the quad until 17:25 when it appears that he may have been placed on the floor by Java D front door, but at this time he was out of view of the camera. All that I was able to see was some officer's leg on the floor at 17:35. Two nurses enter the quad to access the problem.

I can tell that the floor was flooded due to the sprinkler being popped. Offender McElveen was free in the quad either on the floor or walking around for 32 minutes. I would also note that during this disturbance, there were two orderlies walking around the quad and not in their cells. One offender was standing in the circular area with the officers while other officers had Offender McElveen on the floor. This offender had a mop or broom in his hand.

Investigators comments: during my investigation, I found the following areas that need to be brought to the Warden's attention.

(1) Camera quality is only fair. I understand that improvements are in the process of being made. While these upgrades are being made the technicians need to see if they can adjust the zoom on the cameras so that we may be

Allegation of Physical Abuse / Offender Jeff McElveen (Jirms #10920) against Capt. John Chase
10/20/98

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able to view a situation that is up close and not blurred. Place some type boosters in the lines so that the clarity is better.

(2) Log books from Java Control on October 13, 1998, have only a minimal amount of information of what occurred during the disturbance in D Wing involving Offender Jeff McElveen and does not list all officers that entered the quad or any unusual activity that occurs besides the sprinklers being popped.

(3) Log book from Java D Quad does not state anything about a disturbance in the quad or which officers entered the quad. It only states that everything is secure.

(4) When officers brought Offender McElveen out of the cell and placed him on the ground, several other officers circled around the offender and officers in essence blocking the camera view; although, I do not believe this was intentional.

(5) After Offender McElveen was handcuffed, he was allowed to roam around in the quad for about 30 minutes before he was removed and taken to Kentucky. Maybe if he were removed sooner, other problems may not have occurred.

(6) While Offender McElveen was being brought out of the dorm and resisting, two orderlies were in the quad walking around. In fact, one had a mop or broom in his hand and he was standing near the circle of officers that were watching other officers restrain Offender McElveen. At any time, this orderly with the mop or broom could have become hostile and made the situation worse.

(7) After offenders were taken to Kentucky and placed in their cells, some time had passed and the offenders still had restraints on inside the cell. When someone called Warden Gremillion and advised him of this he stated that they could remove the restraints.

(8) Mr. Ed Mills, Federal Court Monitor, entered Kentucky C Wing shortly after offenders were taken to Kentucky and noticed in two of the cells two students were naked and leaning belly to bed with a DOC Officer holding their hands behind their back. One of the officers was Capt. Stinson. Mr. Mills stated that when he came in, the officers released the offenders (who were loud and cursing) instructing them to get dressed. Capt. Stinson later told Mr. Ed Mills that those two offenders refused to be strip-searched prior to placement in the Kentucky cells and they had been restrained so their clothing could be removed.

(9) I talked to Lt. Col. Sumlin about the incident and inquired as to why the offender would be allowed to roam the quad for so long without being taken to Administrative Segregation. His reply was that Java D is stage one and normally they would return the offender to his cell following a disturbance. In this case, offender had popped his sprinkler in his cell and the cell was wet. They allowed Offender McElveen to stay in the quad while his cell was drying and the sprinkler was being repaired. After further disturbances started occurring and the wardens arrived, the decision was made that the offenders creating the disturbance would be transferred to Kentucky Dorm.

**Allegation of Physical Abuse / Offender Jeff McElveen (Jirms #10920) against Capt. John Chase
10/20/98**

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CONCLUSION:

Allegation of staff abuse on Offender McElveen is unsubstantiated. Offender McElveen was disorderly and resisting officers at times and in all probability received the injuries during the process of being restrained. The video coverage when the officers exited the cell with Offender McElveen does not show offender in a choke hold.

ACTION TO BE TAKEN:

NONE.

cc. **Warden / File**
Deputy Warden
Mr. Randall Pepper, PZT Investigator

TALLULAH CORRECTIONAL CENTER FOR YOUTH

OFFENDER STATEMENT OCT 14 98

I, Jeff McElveen JIRMS # 10920, MAKE THE FOLLOWING STATEMENT OF MY OWN FREE WILL, WITHOUT THREAT OF PUNISHMENT, PROMISE OF REWARD OR SPECIAL FAVOR ON THE DAY OF OCT 14 1998 AT THE TALLULAH CORRECTIONAL CENTER FOR YOUTH, TALLULAH LA.

Q What Cell # in Java are you in Reply D5 J.M.

Q Did you have confrontation with guards Reply Yes J.M.

Q Was someone namely a guard threatening you because he said he put a hit out on his brother in Cotton Port. Lt name is Lt Lemoine, because he cursed Lt Lemoine, yes J.M.

Q Is that why you pulled the sprinkler, yes J.M.

Q Who else messed with you, Reply A Captain Chase came into cell while sprinkler was still on and grabbed offender Jeff McElveen around the neck and dragged offender out of cell and started kicking him. Captain Chase and other DOC guards did this
yes J.M.

Q What happened after this, Reply put handcuffs on the ground and put handcuffs on me, yes J.M.

Q When did they put shackles on you, Reply after warden came in J.M.

Q Did you see anyone take their shirt off J.M.
Reply Don't know

Jeff McElveen
OFFENDER SIGNATURE

10920
OFFENDER JIRMS #.

Ed Mills
WITNESS

Court Monitor
TITLE

Paul Summit
WITNESS

Investigator
TITLE

STATEMENT by JESS McELVEEN #10920 ON 10-19-98
TO KEVIN SUMMERALL AND ED MILLS.

J.M.
REGARDING THE INCIDENT OF 10-13-98. TWO OFFICERS
ENTERED MY CELL. ONE WAS CAPTAIN CHASE AND THE
OTHER ONE WAS A B/M DOC SGT FROM DCI. CAPT.
CHASE WAS THE ONE WHO TOOK ME OUT OF MY CELL,
HE HAD ME AROUND MY NECK IN A HEADLOCK. I
WAS NOT HANDCUFFED IN MY CELL.

WHEN I CAME OUT OF MY CELL, THEY PUT ME
FACEDOWN IN THE WATER BY MY CELL. SOMEONE HAND-
CUFFED ME BEHIND MY BACK. THERE WAS A DISTURBANCE
UPSTAIRS AND THE OFFICERS LEFT ME. I THEN SAT UP
BY MY CELL.

THEN, I GOT UP AND WALKED AROUND SOME.
THEY THEN PUT ME BACK ON FLOOR, BY THE FRONT AREA.
THEY PUT THE SHACKLES AND CHAIN ON ME AND RE-
HANDCUFFED ME TO MY FRONT.

WHEN I WAS OUTSIDE MY CELL, ON THE FLOOR,
I WAS KICKED ON MY BACK AND LEFT SIDE. I WAS
NOT HIT OR KICKED BY THE FRONT AREA. I AM
NOT POSITIVE WHO KICKED ME OUTSIDE MY CELL.

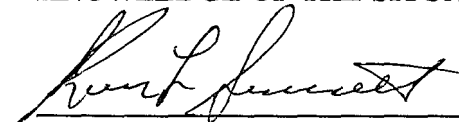
IN MY CELL, I WAS SITTING ON MY DESK.
WHEN THEY CAME IN I STOOD UP. MY ARM WAS
TWISTED BY THE FRONT, WHEN CHANGING THE HANDCUFFS
FROM BACK TO FRONT. Jeff McElveen

INTERVIEW WITH CAPTAIN CHASE (DOC)
REFERENCE: INCIDENT WITH JEFF MCELVEEN

ON OCTOBER 16, 1998, CAPTAIN CHASE WAS INTERVIEWED BY INVESTIGATOR KEVIN SUMRALL AND COURT MONITOR ED MILLS. THE FOLLOWING IS HIS STATEMENT

CAPTAIN CHASE STATED THAT THEY WERE CALLED TO JAVA D WING IN REFERENCE TO A DISTURBANCE. WHEN HE ARRIVED, OFFENDER JEFF MCELVEEN WAS IN HIS CELL WITH THE DOOR OPENED AND THE SPRINKLER POPPED. CAPTAIN CHASE STATED THAT WATER WAS COMING OUT OF THE SPRINKLER AND OFFENDER MCELVEEN WAS IN HIS CELL STANDING ON TOP OF HIS BUNK. CAPT. CHASE STATED THAT THE TCCY OFFICERS WERE STANDING BY THE CELL DOOR AND OFFENDER MCELVEEN WAS CURSING STATING THAT HE WAS GOING TO KILL THE FIRST MOTHER FUCKER THAT CAME IN HIS CELL. CAPTAIN CHASE STATED THAT AT THIS TIME, HE TOOK HIS PAGER AND RADIOS OFF HIS SIDE AND PLACED THEM ON THE TABLE SO THAT THIS EQUIPMENT WOULD NOT BE DAMAGED AND THAT HE ALONG WITH SGT. STREETMAN (DOC) ENTERED OFFENDER MCELVEEN'S CELL AND CAPTAIN CHASE STATED THAT HE GRABBED OFFENDER MCELVEEN BY THE WAIST AND SGT. STREETMAN GRABBED THE OFFENDER AND THEY LAID HIM DOWN ON HIS BUNK. A THIRD UNKNOWN OFFICER PLACED CUFFS ON THE OFFENDER. CAPTAIN CHASE STATED THAT THEY THEN ESCORTED THE OFFENDER OUT OF THE CELL AND PLACED HIM ON THE FLOOR ON HIS BUTTOCKS. AT THIS TIME, CAPTAIN CHASE STATED THAT HE WAS SOAKING WET AND LT. COL. SUMLIN STATED THAT HE COULD LEAVE, THE SITUATION WAS UNDER CONTROL.

WHEN ASKED IF CAPTAIN CHASE HAD USED OR SEEN ANYONE USE A CHOKE HOLE ON OFFENDER MCELVEEN, HIS REPLY WAS NO; THAT HE DOES NOT USE CHOKE HOLDS, HE HAS BEEN A USE-OF-FORCE TRAINER AND DOES NOT NEED OR BELIEVE IN CHOKE HOLDS. OTHER TYPE FORCE THAT HE USES IS PRESSURE POINTS, BUT STATED THAT HE DID NOT HAVE TO USE THAT ON OFFENDER MCELVEEN. HE STATED THAT THEY HAD RESPONDED EARLIER IN THE DAY TO A DISTURBANCE INVOLVING OFFENDER MCELVEEN. CAPTAIN CHASE FURTHER STATED THAT HE RE-ENTERED THE CELL BECAUSE DURING THE RESTRAINING OF OFFENDER MCELVEEN, HE HAD LOST HIS SUNGLASSES AND AFTER HE RETRIEVED THEM, HE EXITED THE QUAD AND HAD NO FURTHER KNOWLEDGE OF THE SITUATION.



KEVIN SUMRALL, INVESTIGATOR



CAPTAIN JOHN CHASE



ED MILLS, COURT MONITOR



DATE

Telephone Statement

ON 10-21-98 I CONTACTED SGT. ANTHONY STREETMAN OF DIXON CORRECTIONAL CENTER AT 5:45pm AT TELEPHONE # 225-634-2691.

SGT. STREETMAN RECALLED THE INCIDENT OF 10-13-98 IN JAVA D. HE SAID THAT CAPT. CHASE AND HIMSELF MADE A CELL ENTRY ON JESS McELVEEN, WHO WAS STANDING ON HIS BED SAYING HE WOULD KILL ANY MOTHER Fucker WHO ENTERED HIS CELL. THEY WERE ASSISTED BY A THIRD DOC EMPLOYEE, BUT HE DOES NOT RECALL HIS NAME. HE DOES NOT RECALL WHO GRABBED WHAT NOR DOES HE RECALL IF McELVEEN WAS HANDCUFFED INSIDE OR OUTSIDE THE CELL. HE DOES NOT RECALL IF McELVEEN WAS PLACED ON HIS BELLY OR HIS BUTT OUTSIDE HIS CELL. HE DOES RECALL THAT McELVEEN DID NOT HIT ANY OF THEM.

SGT. STREETMAN ACCOMPANIED CAPT. CHASE BACK INTO McELVEEN'S CELL. AT FIRST HE THOUGHT THEY WERE LOOKING FOR SOME LOST HANDCUFFS. BUT, CAPT. CHASE SAID HE HAD LOST HIS SHADES. THE CAPTAIN FOUND HIS GLASSES AND THEY DEPARTED THE CELL.

THE OFFENDER HAD BROKEN HIS CELL SPRINKLER. BOTH CAPTAIN CHASE AND HIMSELF WERE SOAKED.

(CONTINUED)

PAGE TWO

Telephone STATEMENT

SGT. ANTHONY STREETMAN.

CAPT. CHASE AND HIMSELF IMMEDIATELY LEFT
THE POD AFTER FINDING THE GLASSES. HE NEVER
SAW ANYONE HIT OR KICK M^S ELVEEN.

Ed Mills

TALLULAH CORRECTIONAL CENTER FOR YOUTH
INMATE STATEMENT

I, Jonathan Citizen JIRMS # 41963, MAKE THE FOLLOWING STATEMENT OF MY OWN FREE WILL, WITHOUT THREAT OF PUNISHMENT, PROMISE OF REWARD OR SPECIAL FAVOR ON THE DAY OF Oct 14 1998 AT THE TALLULAH CORRECTIONAL CENTER FOR YOUTH, TALLULAH LA.

On the above time and I offender 41963 Jonathan Citizen ^{was} out side my cell ~~the~~ when the DPC officers came from D wing because offender ~~was~~ had put the ~~spunk~~ ~~and~~ that when the Doc Capt + Lt + Sgt watch the capt take off his shirt and when into the offender cell and start hitting him on the face and that when the capt put the offender put his cell and started kicking the offender on the floor that when the capt from Doc put the offender in restrain and when they just started pecking and peck and look thru up one offender was kicking the door and millions that why they started pecking and peck who ever was at they involved they lock them as up ~~the end of the report~~ and make them in the jail the warden holiday and warden filler was making offender for something that when they put me in my cell and when they come back and said you hanging on the door's to I said yes
The End of the Report

Jonathan Citizen
OFFENDER SIGNATURE

Jonathan Citizen
OFFENDER JIRMS #. 41963

Ed Mills
WITNESS

Court Monitor
TITLE

Paul Semmes
WITNESS

QA Investigator
TITLE

III D2

TALLULAH CORRECTIONAL CENTER FOR YOUTH
INMATE STATEMENT

I, Jonathan Citizen JIRMS # 41963, MAKE THE FOLLOWING STATEMENT OF MY OWN FREE WILL, WITHOUT THREAT OF PUNISHMENT, PROMISE OF REWARD OR SPECIAL FAVOR ON THE DAY OF OCT 14 1998 AT THE TALLULAH CORRECTIONAL CENTER FOR YOUTH, TALLULAH LA.

Question: You were stationed in JAVA D cell #1? Yes J.C

Question: Before the wardens arrived, were all the officers DOC? Yes J.C

Question: How many DOC officers were on duty? 10 Yes J.C

Question: Did you recognize any officers by name? No J.C

Question: The CAPTAIN who took off his shirt was a white male, with sunglasses and light colored hair? Yes J.C

Question: What cell number did the CAPTAIN go into after he took off his shirt, radio, hat, etc? cell-5-J.C

Q. Who was in that cell? Jeff Mcgowan

Q. Where were you when the CAPTAIN took off his clothing? In my cell waiting to go out in J.C

Q. Other DOC officers blocked the door so the camera could not see? Yes J.C

Q. How did you know what was happening in cell #5? I could hear what was happening and this what was said I didn't do anything J.C

Q. Did you actually see any blows or kicks? Doc Capt hit the offender in the face J.C

Q. Were all the kids back in their cells when the wardens came? Yes J.C

Q. Any injuries? Yes offender Chris William had two tooth chips J.C

Q. There was kicked out side the cell? Yes J.C

Jonathan Citizen
OFFENDER SIGNATURE

41963
OFFENDER JIRMS #.

Ed Mills
WITNESS

Court Monitor
TITLE

[Signature]
WITNESS

TITLE

TALLULAH CORRECTIONAL CENTER FOR YOUTH
INMATE STATEMENT

I, Brandon Washington JIRMS # 50988, MAKE THE FOLLOWING STATEMENT OF MY OWN FREE WILL, WITHOUT THREAT OF PUNISHMENT, PROMISE OF REWARD OR SPECIAL FAVOR ON THE DAY OF 10-14-98 1998 AT THE TALLULAH CORRECTIONAL CENTER FOR YOUTH, TALLULAH LA.

I was sleeping and I woke up and had a lot of water on my floor so I got up and started beating on my door calling sergeant mace name and havel and major hawkins open my door and ask me what I had to do with what was happening and he said no and he told me to back up and I was crying and then he opened me and close the door.

Q Did you see The nurse or Have A shower DW NO

DW G
Q What cell number were you in

Q were you harassed or jumped on by Any Guard prior, During, or After being maced
DW NO

Brandon Washington
OFFENDER SIGNATURE

50988
OFFENDER JIRMS #.

Ed Mills
WITNESS

Court Monitor
TITLE

Robert Summitt
WITNESS

investigator
TITLE

STATEMENT

MADE TO ED MILLS COURT MONITOR BY
BRANDON WASHINGTON #50958, ON 10-15-98

I WAS ASLEEP AND WOKE UP WITH WATER IN
MY CELL #6. CELLS #5 AND #10 POPPED THEIR SPRINK-
LERS. LOOKED OUT MY CELL WINDOW AND SAW A
LOT OF OFFICERS BY CELL #5. I COULDN'T SEE WHAT
THE OFFICERS WERE DOING, BUT I HEARD A LOT OF
HOLLERING.

I THEN STARTED BANGING ON THE DOOR TO SEE
WHAT WAS HAPPENING. A WHITE WARDEN WITH A
LIGHT BEARD OPENED MY DOOR AND SAID "WHAT
DID YOU HAVE TO DO WITH IT". TOLD HIM "NOTHING".
HE TOLD ME TO MOVE BACK FROM THE DOOR THREE
TIMES AND I DIDN'T. HE SPRAYED ME WITH MACE.

LATER, THEY GOT ME OUT OF MY CELL, PUT
ME ON MY KNEES IN THE WATER AND HANDCUFFS
AND SHACKLES AND BELLY CHAINS ON ME. THEY THEN
TOOK US TO KENTUCKY, THEY PUT US IN THE CELLS
IN KENTUCKY. LAST ITEM:

Brandon Washington

III F

TALLULAH CORRECTIONAL CENTER FOR YOUTH
INMATE STATEMENT

I, Roman Lemin JIRMS # 51994, MAKE THE FOLLOWING STATEMENT OF MY OWN FREE WILL, WITHOUT THREAT OF PUNISHMENT, PROMISE OF REWARD OR SPECIAL FAVOR ON THE DAY OF 10-13-98 1998 AT THE TALLULAH CORRECTIONAL CENTER FOR YOUTH, TALLULAH LA.

I was in my room and

① Did you get sprayed with mace. Reply yes RL

② Why did you get maced. Reply. They thought RL he must have been beating on the door RL

③ were you beating on the door Reply NO states he RL had just woke up and he had NOT BEAT ON A door, states only time he BEAT ON door WAS AFTER he got sprayed because he wanted out he couldn't see anything and the mace was burning RL

④ What cell are you located in. Reply #13 RL

⑤ Did you see any other problems in the quad. Reply JEFF McElveen was hollering "OW" take it off and he was on the floor and the noise is what RL awoke offender hevier.

⑥ Did you see any body hit or kick another offender. Reply no, I was in my cell RL

⑦

Roman Lemin
OFFENDER SIGNATURE

51994
OFFENDER JIRMS #.

[Signature]
WITNESS

investigator
TITLE

WITNESS

TITLE

TALLULAH CORRECTIONAL CENTER FOR YOUTH
INMATE STATEMENT

I, Christopher Williams JIRMS # 36865, MAKE THE FOLLOWING STATEMENT OF MY OWN FREE WILL, WITHOUT THREAT OF PUNISHMENT, PROMISE OF REWARD OR SPECIAL FAVOR ON THE DAY OF 10-14 1998 AT THE TALLULAH CORRECTIONAL CENTER FOR YOUTH, TALLULAH LA.

- Q On Tuesday OCT 13 1998 were you located in JAWA DWI? yes C.W.
- Q Did you have occasion to be handcuffed and shackled on the above date? yes C.W.
- Q Did you receive any injuries as a result of being handcuffed and shackled? yes C.W.
- Q Your injuries consisted of abrasions to left wrist? yes C.W.
- Q Did you hurt your mouth as a result of being handcuffed and shackled? yes C.W.
- Q While adjusting your shackles did you slip and fall face first on the floor? yes C.W.
- Q Was your tooth chipped as a result of the fall? yes C.W.
- Q What cell were you in? reply is cell 18 yes C.W.
- Q Did you see any students hit or kicked by any officers? reply saw nothing but heard threats issued by DOC officers C.W.
- Q Did you see any officers jump on any offenders? reply they jumped on Jeff McLeven while he had handcuffs on. states it was DOC and TCCX officers C.W.
- Q Why did they take you to Keotaky? reply don't know yes C.W.
- Q Who popped the sprinklers? reply me and Jeff yes C.W.
- Q Why did you pop the sprinkler? reply you have to do something wrong to get someone to talk to you C.W.

Chris Williams
OFFENDER SIGNATURE

36865
OFFENDER JIRMS #.

Ed Mills
WITNESS

Court Monitor
TITLE

Ben Seavel
WITNESS

Investigator
TITLE

TALLULAH CORRECTIONAL CENTER FOR YOUTH
INMATE STATEMENT

I, Earl Williams JIRMS # 50721, MAKE THE FOLLOWING STATEMENT OF MY OWN FREE WILL, WITHOUT THREAT OF PUNISHMENT, PROMISE OF REWARD OR SPECIAL FAVOR ON THE DAY OF 10-14 1994 AT THE TALLULAH CORRECTIONAL CENTER FOR YOUTH, TALLULAH LA.

I was kicking on the door warden told me to stop and I kept kicking and he maced me. E.W.

Q. why was you kicking on the door. Cause the ~~bat~~ let someone go into my cell and steal all of my soap while I was at school. (E.W)

Q How many times did they ask you to quit kicking on the door and who asked you, I started kicking on the door and the warden told me one time. E.W.

Q Do you have any marks from incident yesterday, My arm got cut with the handcuff.

Q WHAT cell ~~was~~ ^{had had} were you located in Java 2 cell #19

Q Did you see any fighting or any other disturbance
no. E.W.

Earl Williams
OFFENDER SIGNATURE

50721
OFFENDER JIRMS #.

Ree'it Summitt
WITNESS

Investigator
TITLE

Ed Mills
WITNESS

Court Monitor
TITLE

STATEMENT

MADE TO Ed Mills, COURT MONITOR, by
DARANSKI Wynder #53759 on 10-15-98.

I came ^{from} Conway hospital and the dorm
was in an uproar. The kids said JESS McELVEN
had popped his sprinkler. I went right to my
cell, which is cell #18 upstairs. I went inside
and shut the door. From my cell window, I
SAW JESS McELVEN TAKEN TO THE FRONT DOOR
AREA OF THE DORM -- YOU HAVE AN ANGLE OF
VISION FOR THAT. I SAW JESS ON THE 5 FLOOR
WITH TWO DOC OFFICERS holding his hands,
one crossing his legs and one with his
knee in JESS'S back. JESS WAS NOT HANDCUFFED,
THEY WERE PUTTING HIM IN HANDCUFFS AND
SHACKLES.

I didn't see ANY hitting or kicking AT
THAT TIME. HOWEVER, I DID SEE AN OFFICER
RAISE THE HANDCUFFS SO THAT JESS'S ARMS WERE
STRAIGHT OUT IN BACK AND ANOTHER OFFICER
WAS TWISTING THE CHAIN OF THE SHACKLES.

LATER THERE WAS SOME DOOR KICKING AND
THE OFFICERS THOUGHT I WAS KICKING THE DOOR
TOO. THEY PULLED ME OUT OF MY CELL, PLACED
ME IN RESTRAINTS, TOOK ME DOWN STAIRS AND
PUT ME ON MY KNEES. THEY THEN TOOK ME
AND OTHERS TO KENTUCKY. I WAS NOT HIT, KICKED
OR GASSED. LAST ITEM.

Daranski Wynder

STATEMENT

ANTONIO RICHMON # 48393 Given to Ed
MILLS on 10-16-98.

Jess in cell #5 popped his sprinkler as
did cell #10. I and EARL WILLIAMS were kicking
our doors, but I quit. The wardens came
and maced some guys, EARL WILLIAMS + ROMANO.

I WAS in cell #15, you can see the front
door from cell #15. I SAW CAPT. CHASE FROM
DCI GRABBED JESS AND PUT HIM ON THE FLOOR BY
THE FRONT DOOR. THE DOC OFFICERS THEN PUT
HANDCUFFS AND SHACKLES ON JESS BY THE FRONT
DOOR. I DID NOT SEE ANYONE HIT OR KICK JESS.
LAST ITEM.

Antonio Richmond

STATEMENT

Roderick Hall #42403 Given To Ed Mills on 10-16-98.

I Am in cell #4. JESS McELVERN in cell #5 popped his sprinkler. DOC officers came into the dorm. The Doc opened JESS's door. I heard ~~the~~ some wrestling in the water AND JESS came out of his cell in handcuffs. They put JESS on his face on the floor and I saw them kick him. CAPTAIN CHASE AND SGT. STREETMAN kicked him.

me + cells 6, 19, 18, 15, 13 + 10 started kicking our doors. The warden came and maced cells # 19 + 13 + 6. I WAS NOT MACED, or hit or kicked. we were put in handcuffs and shackles and taken to Kentucky.

AFTER JESS WAS TAKEN OUT OF his cell, They later moved him out in the hallway. I can NOT see the front door of the dorm from my cell. LAST 7 Item.

Rod
Alon

STATEMENT

Warden Whitley and myself (Ed Mills) were observing Security Staff roll call at approx. 1745 hours on 10-13-98. After roll call, wardens Gremillion and Holiday came into the roll call room and told us there had been use of gas in JAVA "D" wing. Warden Whitley and myself arrived in JAVA "D" a few minutes after 1800.

My observations were: The floor of the cell block was flooded and student Johnathan Citizen was sweeping water into a floor drain. Three B/M students were handcuffed and showering in the shower. We were told that these were the students who had been gassed. While Mr. Whitley and myself were speaking with the DOC officers on site, eight (8) students were removed from JAVA and taken to Kentucky cellblock in mechanical restraints.

A few minutes later, I went to Kentucky cellblock and entered "C" wing where the students had been taken. In two of the cells, two students were naked and leaning 'belly to the bed' with a DOC officer holding their hands behind the students' back. One of the officers was Capt. Stinson and I did not know the other W/M officer. When I came in the officers released the students (who were loud and cursing), instructing them to get dressed and closed the two doors. The other six students were already in their cells. Myself and several DOC officers exited the cellblock. Captain Stinson explained to me that those two students had

(Continued)

refused to be STRIP searched prior to placement in the Kentucky cells and they had been restrained so their clothing could be removed.

LATER THAT evening, wardens Whitley, Gremillion, Holiday and myself were in Warden Gremillion's office. A phone call came in that some of the new transfers in Kentucky were still in restraints while in their cells. Warden Gremillion instructed the restraints to be removed. LAST ITEM.

Ed Mills

10-14-98