

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN

RODERICK DEAN WALKER #123268

Enter above the full name of the
plaintiff in this action

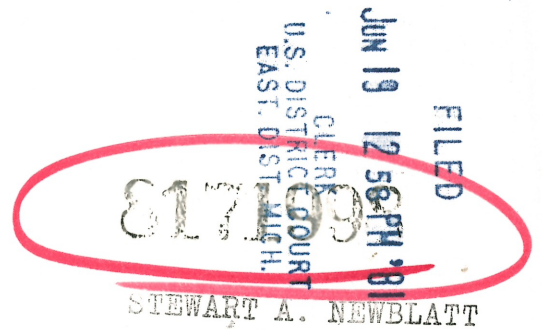
vs. WARDON

MR. BERRY MINTZES

P.O. BOX E

JACKSON MICH. 49204

Enter above the full name of the
defendants in this action



Instructions for filing a complaint by a prisoner
under the Civil Rights Act, 42 USC 1983

This packet includes four copies of a complaint form. To start an action you must file an original and one copy of your complaint for each defendant you name and one copy for the court. For example, if you name two defendants you must file the original and three copies of the complaint. YOU SHOULD ALSO KEEP AN ADDITIONAL COPY OF THE COMPLAINT FOR YOUR OWN RECORDS. All copies of the complaint must be identical to the original.

The clerk will not file your complaint unless it conforms to these instructions and to these forms.

Your complaint must be legibly handwritten or typewritten. You, the plaintiff, must sign and declare under penalty of perjury that the facts are correct. If you need additional space to answer a question, you may use an additional blank page.

Your complaint can be brought in this court only if one or more of the named defendants is located within this district. Further, you must file a separate complaint for each claim that you have unless they are all related to the same incident or issue.

You are required to furnish, so that the United States Marshal can complete service, the correct name and address of each person you have named as defendant. A PLAINTIFF IS REQUIRED TO GIVE INFORMATION TO THE UNITED STATES MARSHAL TO ENABLE THE MARSHAL TO COMPLETE SERVICE OF THE COMPLAINT UPON ALL PERSONS NAMED AS DEFENDANTS.

In order for this complaint to be filed, it must be accompanied by the filing fee of \$60.00. In addition, the United States Marshal will require you to pay the cost of serving the complaint on each of the defendants.

If you are unable to pay the filing fee and service costs for this action you may petition the court to proceed in forma pauperis by completing and signing the attached declaration (pages 4 & 5). If you wish to proceed in forma pauperis you must have an authorized officer at the penal institution complete the certificate as to the amount of money and securities on deposit to your credit in any account in the institution. If your prison account exceeds \$150.00, you must pay the filing fee and service costs.

You will note that you are required to give facts. This complaint SHOULD NOT contain legal arguments or citations.

When these forms are completed, mail the original and the copies to the Clerk of the Court, Eastern District of Michigan, U.S. Courthouse, Detroit, MI 48226

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I. Previous Lawsuits

- A. Have you begun other lawsuits in state or federal court dealing with the same facts involved in this action or otherwise relating to your imprisonment? Yes() No(☒)

- B. If your answer to A is yes, describe the lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline.)

1. Parties to this previous lawsuit

Plaintiffs _____

Defendants _____

2. Court (If federal court, name the district. If state court, name the county) _____

3. Docket number (case number) _____

4. Name of judge to whom case was assigned _____

5. Disposition (for example: Was the case dismissed? Was it appealed? Is it still pending?) _____

6. Approximate date of filing lawsuit _____

7. Approximate date of disposition _____

II. Place of present confinement JACKSON STATE PRISON

- A. Is there a prisoner grievance procedure in this institution? Yes(☒) No()

- B. Did you present the facts relating to your complaint in the state prisoner grievance procedure? Yes() No(☒)

- C. If your answer is YES,

1. What steps did you take? _____

2. What was the result? _____

- D. If your answer is NO, explain why not PRISON AUTHORITIES AND COUNSELORS WOULD NOT DO ANYTHING FOR INMATES BECAUSE OF THE WHOLE PRISON BEING ON LOCK DOWN

- E. If there is no prison grievance procedure in the institution, did you complain to prison authorities? Yes() No()

- F. If your answer is YES,

1. What steps did you take? _____

2. What was the result? _____

III. Parties

(In the item A below, place your name in the first blank and place your present address in the second blank. Do the same for additional plaintiffs, if any.)

- A. Name of plaintiff RODERICK DEAN WALKER #123268 prison number

Address P.O. Box E JACKSON, MICH. 49204

(in item B below, place the full name of the defendant in the first blank, his official position in the second blank, and his place of employment in the third blank. Use item C for the names, positions, and places of employment of any additional defendants.)

B. Defendant MR. BERRY MINTZES is employed as

WARDON at JACKSON STATE PRISON

C. Additional Defendants _____

IV. Statement of Claim

(State here as briefly as possible the facts of your case. Describe how each defendant is involved. Include the names of other persons involved, dates and places. Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. Use as much space as you need. Attach extra sheets if necessary).

1. WED MAY 27, 1981 I HAD A BLACK OUT IN MY CELL AND
BRUSED AND NOTTED MY HEAD. I REQUESTED A DOCTOR TO
SEE ME AND HAVE X RAYS TAKEN OF THE NOTTS I RECEIVED
FROM MY BLACK OUT, AND WAS TOLD BY J. PROWDFOOT OF THE
HOSPITAL THAT THEY WGS'NT LETTING ANYONE OUT OF THERE CELL UNLESS
THEY WERE BLEEDING, OR A MATTER OF LIFE AND DEATH. AND AS OF
THIS DATE, I HAVE NOT SEEN A DOCTOR, NOR HAVE THE NOTTS ON MY
HEAD BEEN X-RAYED.

OVER

V. Relief

(State briefly exactly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.)

1. GRANT AND ORDER THE DEPARTMENT OF CORRECTION TO PAY ME
"2 MILLION DOLLARS" OR A AMOUNT THE COURT SEE FIT.
2. ORDER THE DEPARTMENT OF CORRECTION TO HAVE MY HEAD X RAY'ED
3. ORDER THE DEPARTMENT OF CORRECTION TO SEE THAT NO HARM
COME TO ME BECAUSE OF THIS SUIT.

Signed this 1 day of 6, 19 81.

Roderick Dean Walk
Signature of Plaintiff

I declare under penalty of perjury that the foregoing is true and correct.

6-1-81
date

Roderick Dean Walk
Signature of Plaintiff

5. List the persons who are dependent upon you for support, state your relationship to those persons, and indicate how much you contribute toward their support. _____

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 6-1-81
(Date)

Roderick Dean Walker
(Signature)

CERTIFICATE

I hereby certify that the petitioner herein has the sum of \$ _____ on account to his credit at the _____ institution where he is confined. I further certify that petitioner likewise has the following securities to his credit according to the records of said _____ institution: _____

Authorized Officer of
Institution

I COULD NOT GET ANYONE TO CHECK MY ACCOUNT BECAUSE THE PRISON IS ON LOCK DOWN. I ASK THE COURT TO ACCEPT MY SUIT. I HAVE \$100.10 IN MY ACCOUNT AT THIS TIME

Roderick Dean Walker
123262

2- FOR THE LAST 10 DAYS I'VE BEEN REQUESTING A CHANCE TO USE THE SHOWER TO WASH MY BODY, AND WAS DENIED BECAUSE THE WHOLE PRISON IS ON LOCK DOWN. AND THEY KEEP TURNING THE HOT WATER OFF IN THE CELL. MY BODY IS SO DIRTY FROM BEING DENIED THE USE OF THE SHOWER I'M STARTING TO ITCH, AND FEEL LIKE BUGS IS CRAWLING ALL OVER MY WHOLE BODY.

3- I REQUESTED THAT MY DOOR BE OPENED TO RECEIVE MY FOOD AND WAS DENIED. THE GUARDS GET THE FOOD THROUGH THE BARS ANYWAY THEY CAN. WHICH MEANS DROPPING AND RUBBING THE FOOD ALL OVER THE DIRTY BARS. SOME GUARDS ISN'T WEARING GLOVES OR HAIR NETS. THE WAY I'VE BEEN FED THE PASS 10 DAYS IS VERY UNHEALTHY.

4- CERTAIN GUARDS CAME AROUND AND TOOK IT UPON THEM SELF TO PLACE THE LETTER "K" OR "X" ABOVE DOORS, AND DIDN'T FEED ANYONE WHO HAD A LETTER ABOVE THE DOOR. I DIDN'T EAT FOR 2 DAYS DUE TO THIS.

5- I REQUESTED CLEAN BEDDING AND WAS DENIED

6- I REQUESTED VISITS AND WAS DENIED

7- I REQUESTED A LITTLE YARD AND WAS DENIED

IN FORMA PAUPERIS AFFIDAVIT

[Insert appropriate court]

RODERICK DEAN WALKER
(Petitioner)

v.

MR. BERRY MINTZES
(Respondent(s))

AFFIDAVIT IN SUPPORT
OF REQUEST
TO PROCEED
IN FORMA PAUPERIS

I, RODERICK DEAN WALKER, being first duly sworn, depose and say that I am the petitioner in the above entitled case; that in support of my motion to proceed without being required to prepay fees, costs or give security therefor, I state that because of my poverty I am unable to pay the costs of said proceeding or to give security therefor; that I believe I am entitled to relief.

I further swear that the responses which I have made to questions and instructions below are true.

1. Are you presently employed? Yes ☒ No ☐
 - a. If the answer is "yes," state the amount of your salary or wages per month, and give the name and address of your employer.
MR. MORRIS LANE. MICHIGAN STATE INDUSTRIES
MY PAY VARYS 70% 80% 90% PER MONTH.
 - b. If the answer is "no," state the date of last employment and the amount of the salary and wages per month which you received.
2. Have you received within the past twelve months any money from any of the following sources?
 - a. Business, profession or form of self-employment? Yes ☐ No ☒
 - b. Rent payments, interest or dividends? Yes ☐ No ☒
 - c. Pensions, annuities or life insurance payments? Yes ☐ No ☒
 - d. Gifts or inheritances? Yes ☐ No ☒
 - e. Any other sources? Yes ☐ No ☒

If the answer to any of the above is "yes," describe each source of money and state the amount received from each during the past twelve months.

3. Do you own cash, or do you have money in a checking or savings account?

Yes ☒ No ☐ (Include any funds in prison accounts.)

If the answer is "yes," state the total value of the items owned.

\$100.10 IN PRISON ACCOUNT
2.60 IN SAVING ACCOUNT

4. Do you own any real estate, stocks, bonds, notes, automobiles, or other valuable property (excluding ordinary household furnishings and clothing)?

Yes ☐ No ☒

If the answer is "yes," describe the property and state its approximate value.