

SCANNED

1 **COMPLAINT BY A PRISONER UNDER THE CIVIL RIGHTS ACT, 42 U.S.C. § 1983**2 Name: NICKERSON, MICHAEL ✓
3 (Last) (First) (Middle Initial)4 Prisoner Number: F-775225 Institutional Address: SAN QUENTIN STATE PRISON SN-6620
6 SAN QUENTIN, CA 949747
8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**10 MICHAEL VAUGHN NICKERSON }
11 (Enter your full name.) }

12 vs. }

13 RON BROOMFIELD, WARDEN }14 CLARENCE CRYER, CEO }15 SAN QUENTIN PRISON, CDCR }

(Enter the full name(s) of the defendant(s) in this action.) }

FILED

Sep 09 2020

SUSAN Y. SOONG
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLANDCase No. 20-cv-6326-DMR
(Provided by the clerk upon filing)**COMPLAINT UNDER THE
CIVIL RIGHTS ACT,
42 U.S.C. § 1983**16
17 **I. Exhaustion of Administrative Remedies.**18 **Note:** You must exhaust available administrative remedies before your claim can go
19 forward. The court will dismiss any unexhausted claims.

20 A. Place of present confinement SAN QUENTIN STATE PRISON SN-6620

21 B. Is there a grievance procedure in this institution? YES NO

22 C. If so, did you present the facts in your complaint for review through the grievance
23 procedure? YES NO

24 D. If your answer is YES, list the appeal number and the date and result of the appeal at each
25 level of review. If you did not pursue any available level of appeal, explain why.

26 1. Informal appeal: LOG # 000000008563 6/25/2000 PJT
27 OFF TIL 8/25/2000 AND SEC 3084.8(c)(1) ALL
28 RESPONSES WILL BE MADE IN 30 WORKING DAYS

1 2. First formal level: N/A2 AS TO ALL LEVELS FROM THE ONSET THE PRISON
3 WAS GIVEN AMPLE OPPORTUNITY TO RESPOND4 3. Second formal level: N/A5
6
7 4. Third formal level: N/A8
9
10 E. Is the last level to which you appealed the highest level of appeal available to you?11 YES NO

12 F. If you did not present your claim for review through the grievance procedure, explain why.

13 THE PRISON IS NOT FOLLOWING IT'S OWN TIME
14 GUIDELINES, THEY ARE SLOWING DOWN THE PROCESS
15 PURPOSELY16 **II. Parties.**

17 A. Write your name and present address. Do the same for additional plaintiffs, if any.

18 MICHAEL VAUGHN NICKERSON F-7752A19 SAN QUENTIN STATE PRISON SN-66LOW20 SAN QUENTIN CA 94974

21 B. For each defendant, provide full name, official position and place of employment.

22 RON BLOOMFIELD ACTING WARDEN SAN QUENTIN23 CLARENCE CRANE CEO SAN QUENTIN24 RALPH DIAZ DIRECTOR OF COLLECTIONS25 SAN QUENTIN STATE PRISON26 CDCH

III. Statement of Claim.

State briefly the facts of your case. Be sure to describe how each defendant is involved and to include dates, when possible. Do not give any legal arguments or cite any cases or statutes. If you have more than one claim, each claim should be set forth in a separate numbered paragraph.

4 ON MAY 30, 2020 SAN QUENTIN DECIDED TO DISREGARD AN
5 ORDER NOT TO DO TRANSFERS UNTIL PANDEMIC IS OVER AND
6 BLOCKED IN 121 INMATES WHICH INFECTED ALMOST THE
7 WHOLE POPULATION WITH COVID-19, AND IN A JULY 19
8 CONFERENCE WITH A JUDGE WAS ORDERED TO RELEASE AT
9 LEAST HALF OF THE POPULATION TO CURB THE SPREAD, AT
10 THE SAME TIME THE CDCR TURNED DOWN TESTING
11 FROM A LAB IN BERKELEY, ALL THE PRISON HAS DONE
12 IS SHUFFLE PRIMATES FROM ONE UNIT TO ANOTHER
13 AND BACK, DURING THE FIRST WEEK OF AUGUST
14 THEY TRIED MOVING NEGATIVES AND POSITIVES TOGETHER
15 IN SOME CASES THAT WAS ALREADY THE ISSUE

IV. Relief.

Your complaint must include a request for specific relief. State briefly exactly what you want the court to do for you. Do not make legal arguments and do not cite any cases or statutes.

I WOULD LIKE FOR THE COURT TO MAKE CDCR AND
ALL PARTIES IMMEDIATELY RELEASE ME AND PAY
THE SUM OF 1 MILLION DOLLARS FOR FUTURE COST
OF MEDICAL EXPENSES

24 I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

25 Executed on: 8-25-2020 Michael V. Nickerson
Date *Signature of Plaintiff*



CALIFORNIA DEPARTMENT of
Corrections and Rehabilitation

CLAIMANT GRIEVANCE RECEIPT ACKNOWLEDGMENT

Offender Name: NICKERSON, MICHAEL V.

CDC#: F77522

Date: 06/25/2020

Current Location: SQ-Facility A

Current Area/Bed: A NB 5066001L

From: Office of Grievances at San Quentin State Prison

Re: Log # 000000008563

The California Department of Corrections and Rehabilitation Office of Grievances at San Quentin State Prison received your grievance on 06/25/2020. Your grievance has been assigned for review and response.

Pursuant to California Code of Regulations, title 15, the Office of Grievances will complete its review no later than 08/25/2020.

Please be informed that the Office of Grievances will not respond to any inquiries about the status of a grievance prior to the date shown above.

Once you receive a response and if you are dissatisfied with the decision(s), you may file an appeal with the California Department of Corrections and Rehabilitation Office of Appeals.

CDCR SOMS OGTT300
CLAIMANT GRIEVANCE RECEIPT ACKNOWLEDGMENT

0808-08-7 N!

MICHAEL NICKERSON F 77522
SAN QUENTIN STATE PRISON SN-6640W
SAN QUENTIN, CA. 94914



RECEIVED

AUG 28 2020

SUSAN Y. SOONG
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

U.S. MARSHALS SERVICE
INSPECTED BY
AUG 28 2020
NORTHERN DISTRICT OF CALIFORNIA
CLERK'S OFFICE
U.S. DISTRICT COURT - NO. DIST. OF CA
450 GOLDEN GATE AVE. 16TH FLOOR
SAN FRANCISCO, CA 94102

10/20/2018
C/O CHAPMAN

10/20/2018

ATTN: LEGAL MAIL